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HAYWARD AREA RECREATION AND PARK  
DISTRICT and KEVIN HART

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JOSEPH P. CUVIELLO and DENIZ  
BOLBOL, individually,

Plaintiff,

v.

ROWELL RANCH RODEO, INC.,  
HAYWARD AREA RECREATION AND  
PARK DISTRICT, HAYWARD AREA  
RECREATION AND PARK DISTRICT  
PUBLIC SAFETY MANAGER/RANGER  
KEVIN HART, and DOES 1 and 2, in  
their individually and official capacities,  
jointly and severally,

Defendants.

Case No. 3:23-cv-01652-VC

**DECLARATION OF NICHOLAS D. SYREN  
IN SUPPORT OF DEFENDANTS' MOTION  
FOR SUMMARY JUDGEMENT OR, IN THE  
ALTERNATIVE, SUMMARY  
ADJUDICATION**

Hon. Vince Chhabria

Date: August 15, 2024

Time: 10:00 a.m.

Ctrm: 4, 17<sup>th</sup> Floor

Trial: October 21, 2024

I, Nicholas D. Syren, declare as follows:

1. I am an attorney licensed to practice before the United States District Court for the Northern District of California. I am an associate at the law firm of Allen, Glaessner, Hazelwood & Werth, LLP, and am counsel of record for defendants HAYWARD AREA RECREATION AND PARK DISTRICT and KEVIN HART ("Defendants") in this matter.

2. I have personal knowledge of the statements made in this declaration and could competently testify to them if called as a witness.

3. Attached as Ex. "A," please find a true and correct copy of pertinent portions of

1 the deposition transcript of Joseph “Pat” CuvIELlo, taken on February 20, 2024.

2 4. Attached as Ex. “B,” please find a true and correct copy of pertinent portions of  
3 the deposition transcript of Deniz Bolbol, taken on March 6, 2024.

4 5. Attached as Ex. “C,” please find a true and correct copy of pertinent portions of  
5 the true transcript of the dialogue of events at Rowell Ranch Rodeo, taken on May 20, 2022,  
6 taken from Plaintiffs Bolbol and CuvIELlo’s video footage. The true transcript contains the  
7 pertinent portions of dialogue of the events at Rowell Ranch Rodeo on May 20, 2022, produced  
8 as County of Alameda’s Document Production Bates 000368-000396.

9 6. Attached as Ex. “D,” please find a true and correct copy of pertinent portions of  
10 the true transcript of Alameda County Sheriff’s Office Deputies Body Camera Footage, taken on  
11 May 20, 2022. The true transcript contains the pertinent portions of dialogue of the events at  
12 Rowell Ranch Rodeo on May 20, 2022, produced as County of Alameda’s Document Production  
13 Bates 000342-000367.

14 7. Attached as Ex. “E,” please find a true and correct copy of body cam videos taken  
15 by Alameda County deputy sheriffs Joshua Mayfield, Sowmaya Ramadas, Christian Campbell,  
16 and Matthew Laszuk taken at Rowell Ranch Rodeo on May 20, 2022, and produced to all parties  
17 at the time of County of Alameda’s Initial Disclosures.

18 8. Attached as Ex. “F,” please find a true and correct copy of Plaintiffs’ Document  
19 Production 000014-000017, evidencing videos taken at Rowell Ranch Rodeo on May 20, 2022.

20 9. Attached as Ex. “G,” please find a true and correct copy of Plaintiffs’ Document  
21 Production 000021-000022 evidencing a photo taken of Plaintiffs and fellow demonstrators after  
22 the incident involving Plaintiffs and Mr. Hart on May 20, 2022.

23 10. Attached as Ex. “H”, please find the true and correct copy of Defendant County of  
24 Alameda’s Second Updated Rule 26 Disclosure.

25 11. Attached as Ex. “I”, please find the true and correct copy of Defendants’ Expert  
26 James Dudley’s Expert Report.

27 ///

28 ///

1 I declare under penalty of perjury, under the laws of the United States of America, that the  
2 foregoing is true and correct. Executed on June 27, 2024, at San Francisco, California.

3  
4  
5 /s/ Nichols D. Syren  
6 NICHOLAS D. SYREN  
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ALLEN, GLAESSNER, HAZELWOOD & WERTH, LLP  
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San Francisco, California 94104

## **EXHIBIT “A”**

# Deposition Transcript

Case Number: 3:23-cv-01652-VC

Date: February 20, 2024

In the matter of:

CUVIELLO, et al. v ROWELL RANCH  
RODEO, INC., et al.

JOSEPH CUVIELLO

**CERTIFIED  
COPY**

Reported by:

April Wood Brott  
CSR No. 13782

Steno

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JOSEPH CUVIELLO  
FEBRUARY 20, 2024

JOB NO. 843103

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JOSEPH P. CUVIELLO and )  
DENIZ BOLBOL, individually )  
 )  
Plaintiffs, )  
 )  
vs. ) Case No. 3:23-cv-01652-VC  
 )  
ROWELL RANCH RODEO, INC., )  
HAYWARD AREA RECREATION AND )  
PARK DISTRICT, HAYWARD AREA )  
RECREATION AND PARK DISTRICT )  
PUBLIC SAFETY MANAGER KEVIN )  
HART, and DOES 1 and 2, in )  
their individually and )  
official capacities, jointly )  
and severally, )  
 )  
Defendants. )  
\_\_\_\_\_ )

VIDEOTAPED DEPOSITION OF JOSEPH CUVIELLO, taken  
at 180 Montgomery Street, Suite 1200, San Francisco,  
California on Tuesday, February 20, 2024, at 9:09 A.M.,  
before April Wood Brott, Certified Shorthand Reporter  
Number 13782, in and for the State of California.

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09:25:37 1 Q. And do you consider yourself well-versed in  
09:25:40 2 what police officers need to do to set up a free  
09:25:44 3 speech zone?

09:25:45 4 A. No.

09:25:45 5 Q. Okay. Do you consider yourself well-versed  
09:25:48 6 in what police officers are to say to you when they  
09:25:54 7 intend to enforce the law when you're protesting?

09:25:59 8 A. Enforce the law. That's a tricky one.

09:26:03 9 Q. Let me rephrase that.

09:26:04 10 Do you -- are you familiar with what  
09:26:05 11 language they must use to tell you you're under  
09:26:08 12 detention or arrest?

09:26:09 13 A. There's no set language. It can be  
09:26:18 14 intimated, from the case law I've read. So there's  
09:26:21 15 no set language. But I'm familiar with language  
09:26:24 16 that has been used to me in the past.

09:26:27 17 Q. Let's talk about that. What language has  
09:26:34 18 been used in the past when you have been arrested?

09:26:38 19 A. Sometimes no language at all. It's just  
09:26:41 20 been actions.

09:26:43 21 Q. Such as?

09:26:44 22 A. Such as "Put your hands behind your back"  
09:26:46 23 and "You're under arrest."

09:26:51 24 Q. Now, you just said, "and you're under  
09:26:53 25 arrest." Have you -- that's actually a statement

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09:27:59 1 A. No. I can't recall specific language for  
09:28:01 2 each one. I just can't do that.

09:28:08 3 Q. Can you recall the protests where you were  
09:28:13 4 put in handcuffs?

09:28:14 5 A. Yes.

09:28:14 6 Q. Can you list them for us?

09:28:16 7 A. One was Universal Circus, Oakland. I think  
09:28:22 8 it was about 2001. One was Ringling Brothers  
09:28:28 9 Circus, Oakland, 2005. Ringling Brothers Circus  
09:28:35 10 again, Oakland, 2008. Carson & Barnes Circus at Cal  
09:28:42 11 Expo -- I think it was 2011.

09:28:44 12 Q. Is that Cal Expo Sacramento?

09:28:45 13 A. Cal Expo Sacramento. And those were the --  
09:28:51 14 there were a couple in Berkeley in the 80s, early  
09:28:54 15 90s, if you want those too.

09:28:57 16 Q. Let's just work with the four that you  
09:28:59 17 named.

09:29:00 18 Universal Circus Oakland -- was that  
09:29:03 19 Oakland PD, or was that Alameda SO?

09:29:06 20 A. Oakland PD.

09:29:08 21 Q. And Ringling Brothers/Barnum & Bailey in  
09:29:11 22 Oakland?

09:29:11 23 A. Oakland PD.

09:29:13 24 Q. And the Ringling Brothers/Barnum & Bailey  
09:29:13 25 in 2008?



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09:33:22 1 San Francisco police officers that engaged with you  
09:33:25 2 -- is that correct?

09:33:25 3 A. Yes.

09:33:26 4 Q. And can you tell us what happened in that  
09:33:28 5 incident?

09:33:28 6 A. We were -- a couple of us were holding a  
09:33:33 7 banner, and some of the people were walking through  
09:33:40 8 the crowd with signs and leaflets to hand out  
09:33:43 9 information, and we were -- as you're looking at the  
09:33:45 10 stage, we were on the left side of the stage, and --  
09:33:47 11 the banner holder was on the left side of the stage.

09:33:50 12 Q. So not in the free speech zone?

09:33:53 13 A. No, no one was in the free speech zone.

09:33:56 14 And the police came over and told us that we had to  
09:34:02 15 be in the free speech zone, and we said, "No, this  
09:34:04 16 is a public forum," and they ended up citing us, and  
09:34:08 17 then we went in the free speech zone.

09:34:10 18 Q. Okay. So no one was in the free speech  
09:34:14 19 zone, and two officers approached you. And who was  
09:34:16 20 with you?

09:34:17 21 A. Deniz was with me, and another guy, Alex  
09:34:21 22 Felsinger, and there were some other people. I  
09:34:24 23 don't remember who. There were a couple other  
09:34:24 24 people.

09:34:24 25 Q. Okay. And the officers -- can you tell us

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09:34:27 1 what the officers said to you about -- did they tell  
09:34:30 2 you you had to go to the free speech zone?

09:34:33 3 A. I believe so. My recollection is I believe  
09:34:35 4 so. That's what they said.

09:34:36 5 Q. And what did you say?

09:34:37 6 A. We said, "No. This is a whole public forum  
09:34:41 7 area, and we're not going to do that."

09:34:43 8 Q. Okay. And did they say anything about  
09:34:45 9 arresting you?

09:34:45 10 A. They did, yes.

09:34:46 11 Q. Okay. Did you ask them if they were going  
09:34:49 12 to arrest you?

09:34:50 13 A. I don't recall specifically, but I may  
09:34:52 14 have.

09:34:53 15 Q. Okay. And the officer told you they were  
09:34:55 16 going to arrest you?

09:34:56 17 A. Yes.

09:34:57 18 Q. And what did he say? What did one or both  
09:35:01 19 say?

09:35:01 20 A. I don't recall specifically, but it ended  
09:35:05 21 up where we got cited, a citation. There was no  
09:35:09 22 physical custody. It was a citation.

09:35:15 23 Q. But you were put on notice. You were told  
09:35:18 24 in some form -- the words were "You're going to be  
09:35:21 25 arrested if you don't go to the free speech zone"?

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09:35:23 1 A. Yes, if we continued to exercise our free  
09:35:27 2 speech. If we didn't continue to exercise our  
09:35:31 3 freedom of speech, of course we wouldn't have been  
09:35:33 4 arrested.

09:35:33 5 Q. So I just want to drill down on that a  
09:35:35 6 little bit to make sure I got a clear record.

09:35:38 7 Did they tell you you had to go to the free  
09:35:41 8 speech zone?

09:35:41 9 A. Yes.

09:35:41 10 Q. And then what did you say to them?

09:35:44 11 A. I don't recall specifically. Again, I can  
09:35:45 12 just --

09:35:45 13 Q. As best you remember.

09:35:47 14 A. The gist of it was, "No. This is a public  
09:35:50 15 forum, and that's illegal, so we're not going to do  
09:35:53 16 that."

09:35:53 17 Q. Okay. Do you remember what the officer  
09:35:55 18 then said?

09:35:56 19 A. I don't recall specifically, but what I do  
09:35:59 20 recall is the whole wrap-up of it was we could be  
09:36:02 21 arrested, and he gave us a citation, and if we  
09:36:07 22 continued to do it, they would take us into custody  
09:36:10 23 was my impression, and so we went into the free  
09:36:14 24 speech zone after that.

09:36:17 25 Q. I know you're summarizing by your best

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09:36:19 1 memory. Do you recall whether there was any body  
09:36:22 2 camera footage that was involved in that case?

09:36:24 3 A. From the officers?

09:36:25 4 Q. Yes.

09:36:26 5 A. I don't remember any body camera footage at  
09:36:31 6 that time.

09:36:31 7 Q. Okay. And if I understand correctly, what  
09:36:34 8 you're telling me is that at the point that you said  
09:36:36 9 you're going to exercise your free speech rights --  
09:36:39 10 and I'm paraphrasing -- the officers did say or an  
09:36:43 11 officer did say you could be arrested?

09:36:46 12 A. I don't know "could," but my whole  
09:36:48 13 impression of the whole thing -- I mean, it was a  
09:36:50 14 long time ago. It was, like -- I don't remember --  
09:36:53 15 2012, 2013, something.

09:36:54 16 Q. Judge Chen ruled on this in 2013, as I  
09:36:58 17 recall.

09:36:58 18 A. Okay. Yeah, something like that. So I  
09:37:00 19 don't remember the exact words, but the whole thing  
09:37:03 20 was we would be arrested if we didn't go to the free  
09:37:07 21 speech zone. We ended up getting cited, and we  
09:37:09 22 ended up going to the free speech zone. That was  
09:37:10 23 the whole process.

09:37:16 24 Q. In the form of giving you a citation, did  
09:37:19 25 you understand that was a detention and an actual

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09:37:22 1 arrest under the Fourth Amendment?

09:37:24 2 A. Yes, I did.

09:37:26 3 Q. Okay. And then the subsequent

09:37:30 4 comments/admonishments/threats were that if you

09:37:35 5 didn't go to the free speech zone, you could

09:37:38 6 actually be taken into custody and transported into

09:37:42 7 jail?

09:37:42 8 A. That's what I remember.

09:37:43 9 Q. Okay. So let me take you to the Vallejo

09:37:55 10 case. That was a protest at Six Flags?

09:37:59 11 A. Yes.

09:38:00 12 Q. And that protest also involved animal

09:38:02 13 rights issues?

09:38:03 14 A. Yes.

09:38:03 15 Q. And in that protest, did it involve a free

09:38:07 16 speech zone?

09:38:07 17 A. No.

09:38:07 18 Q. As I understand it, it involved you using a

09:38:11 19 bullhorn or some kind of magnifying -- an amplifier

09:38:15 20 of some kind?

09:38:16 21 A. Yes.

09:38:17 22 Q. When -- in that case, can you tell us what

09:38:21 23 you were doing when the officer approached you?

09:38:22 24 A. I was speaking through a bullhorn at the

09:38:27 25 crowd.

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09:40:50 1 there was a -- I believe there was a Fourth  
09:40:51 2 Amendment allegation in there too.

09:40:54 3 Q. So I'm going to tell you what I understand  
09:40:56 4 from reading --

09:40:57 5 A. Sure.

09:40:58 6 Q. -- reports on that, was that you brought  
09:40:59 7 the suit against the City for having an ordinance  
09:41:03 8 barring the use of a bullhorn or amplified -- an  
09:41:11 9 amplifier, anywhere in the city of Vallejo if you  
09:41:17 10 don't get a permit first?

09:41:18 11 A. Yes.

09:41:20 12 Q. And as I understand it, that case settled?

09:41:23 13 A. Yes.

09:41:23 14 Q. It did not get to a trial?

09:41:26 15 A. No.

09:41:26 16 Q. Okay. Are those all the incidents with law  
09:41:48 17 enforcement where they either arrested you or, in  
09:41:53 18 this case, warned you about use of an amplifier at a  
09:42:00 19 protest?

09:42:00 20 A. I'm not sure. Were those -- what do you  
09:42:04 21 mean those?

09:42:04 22 Q. Yeah. Let me back up.

09:42:05 23 A. Yeah.

09:42:06 24 Q. Let me back up because you listed four, to  
09:42:08 25 the best of your memory, since 2000. So let's put

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09:42:12 1 prior to 2000 out of the equation.

09:42:14 2 A. Four --

09:42:15 3 Q. Four times you were actually put in  
09:42:17 4 handcuffs.

09:42:18 5 A. Yes.

09:42:18 6 Q. Three of the four, you do recall they  
09:42:22 7 warned you that you would be arrested?

09:42:25 8 A. Four. No, I didn't say that. I don't  
09:42:26 9 recall saying that. Three of the four.

09:42:28 10 Q. Let me go back through it then.

09:42:30 11 A. Yeah.

09:42:31 12 Q. So the protest Universal Circus in Oakland  
09:42:35 13 in 2001, you were put in handcuffs, and you believe  
09:42:40 14 you were told you were under arrest because the only  
09:42:45 15 one you remember there was no warning --

09:42:47 16 A. I don't --

09:42:47 17 Q. -- was 2008?

09:42:47 18 A. I don't recall exactly what he said. This  
09:42:51 19 is what I recall: I was -- we were in the street,  
09:42:56 20 and he was -- and I was telling him something was  
09:43:00 21 going on, and he just said, "Get out of the street,  
09:43:02 22 or I'm going to arrest you," and I said, "What for?"  
09:43:06 23 And he just arrested me.

09:43:07 24 Q. Okay. So there was a warning?

09:43:09 25 A. Yes.

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09:43:10 1 Q. Okay. In the 2005 Ringling Brothers  
09:43:15 2 arrest?  
09:43:16 3 A. Definitely a warning.  
09:43:17 4 Q. Warning.  
09:43:21 5 A. Yeah.  
09:43:21 6 Q. And the warning incorporated the word  
09:43:24 7 "arrest"?  
09:43:24 8 A. I don't recall, but it may have.  
09:43:26 9 Q. Okay. In the 2008, there was no warning --  
09:43:30 10 A. No warning.  
09:43:31 11 Q. -- and you were arrested and taken to a  
09:43:33 12 facility and cited out?  
09:43:34 13 A. Yes.  
09:43:34 14 Q. In the Cal Expo case, do you recall being  
09:43:39 15 warned?  
09:43:41 16 A. No. I recall them just coming up to us as  
09:43:44 17 we were leaving and arresting us.  
09:43:46 18 Q. Okay. And what was the reason for the  
09:43:52 19 arrest in that case?  
09:43:53 20 A. It was illegal, so there was no reason.  
09:43:57 21 Q. Well, they have to give you a reason --  
09:43:59 22 A. Oh, I see. They told us we were  
09:44:03 23 trespassing.  
09:44:04 24 Q. Trespassing. Okay. You don't recall any  
09:44:06 25 warning prior to that?



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09:44:07 1 A. When we first showed up, one of the  
09:44:11 2 officers told us we couldn't go on the property, and  
09:44:14 3 we said no. It's a public forum, and we went on  
09:44:17 4 there, and then as we were leaving after the arrest  
09:44:19 5 is when they arrested us.

09:44:19 6 Q. So --

09:44:20 7 A. After -- when we were leaving after the  
09:44:25 8 protest.

09:44:26 9 Q. I understand.

09:44:26 10 In the 2001 case, it was a warning to get  
09:44:29 11 out of the street, right?

09:44:30 12 A. Yes.

09:44:30 13 Q. In the 2005 case -- I didn't ask you  
09:44:33 14 this -- what you were you doing at the time you were  
09:44:37 15 warned and then placed under arrest?

09:44:39 16 A. I was video recording the animals in the  
09:44:42 17 compound from a landing at the Oakland arena.

09:44:46 18 Q. Okay. Did those four cases result in  
09:44:49 19 lawsuits?

09:44:49 20 A. Yes.

09:44:54 21 Q. All right. Let me take you up to Rowell  
09:45:05 22 Ranch.

09:45:05 23 When did you first start protesting at  
09:45:08 24 Rowell Ranch?

09:45:11 25 A. I think it was in the late 80s, maybe the

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09:48:43 1 Is that your memory?

09:48:45 2 A. Yes.

09:48:49 3 Q. Okay. Did anyone wearing a Hayward Area  
09:48:52 4 Recreation and Park shirt, something that designated  
09:48:56 5 them as an employee of HARD, interact with you  
09:48:59 6 pre-COVID about a free speech area?

09:49:03 7 A. I don't recall anyone looking like they  
09:49:05 8 were from HARD.

09:49:05 9 Q. Okay. In the past, in any of your  
09:49:07 10 demonstrations and activism, have you ever  
09:49:10 11 interacted with law enforcement prior to an event to  
09:49:13 12 let them know you're coming out and find out if  
09:49:16 13 there's any free speech zone area set up?

09:49:20 14 A. I've interacted with law enforcement, not  
09:49:22 15 to find out about any free speech area; just to let  
09:49:23 16 them know we're coming out and to let them know what  
09:49:26 17 we believe our rights are and what we expect our  
09:49:27 18 rights to be upheld.

09:49:29 19 Q. Okay. Did you have any interaction with  
09:49:33 20 the Hayward Area Recreation and Park District that  
09:49:37 21 you were coming out to protest at the rodeo anytime  
09:49:40 22 prior to 2022?

09:49:41 23 A. I don't recall specifically. I don't  
09:49:43 24 remember if I did or not.

09:49:44 25 Q. Okay. In any of the conversations you had

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09:55:24 1 A. Prior to Kuba, yes.

09:55:26 2 Q. All right. And did you ever go -- did you  
09:55:31 3 adhere to the free speech zone, or did you protest  
09:55:33 4 where you wanted to?

09:55:33 5 A. I adhered to the free speech zone.

09:55:36 6 Q. Okay. And subsequent to Kuba, have you  
09:55:38 7 been out to the Cow Palace?

09:55:38 8 A. Yes.

09:55:40 9 Q. To protest?

09:55:41 10 A. Yes.

09:55:41 11 Q. And do they still keep a free speech zone?

09:55:43 12 A. They did initially right after, I think a  
09:55:49 13 year, maybe two years. I don't remember.

09:55:50 14 Q. And to your memory, there is none now, or  
09:55:54 15 there hasn't been at later protests?

09:55:57 16 A. I've been out there, and I haven't seen a  
09:56:00 17 free speech zone.

09:56:00 18 Q. Okay. What's your understanding of your  
09:56:02 19 obligation to stay in a free speech zone?

09:56:06 20 A. My understanding is if I think it's  
09:56:15 21 illegal, I will challenge it. If I don't want to  
09:56:17 22 get arrested at that moment, then I will abide by it  
09:56:21 23 and then challenge it after. That's my  
09:56:23 24 understanding.

09:56:23 25 Q. Okay.

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10:02:24 1 But you had moved down into the area near  
10:02:27 2 the ticket booths alongside the road and stood in  
10:02:29 3 the road handing out pamphlets. Do you agree that's  
10:02:32 4 a general description of things leading up to the  
10:02:34 5 interaction with law enforcement in 2022?

10:02:37 6 A. Yes.

10:02:37 7 Q. All right. On the day of the incident, had  
10:02:44 8 you ever interacted with Kevin Hart, the park  
10:02:47 9 ranger?

10:02:48 10 A. Prior to --

10:02:50 11 Q. Prior to the day of the incident.

10:02:52 12 A. No.

10:02:52 13 Q. Had you ever seen Kevin Hart in any law  
10:02:57 14 enforcement role prior to the day of the incident?

10:02:59 15 A. No.

10:02:59 16 Q. When I say Kevin Hart, do you know who I am  
10:03:05 17 speaking about?

10:03:06 18 A. Yes.

10:03:06 19 Q. That's the man in the park ranger shirt,  
10:03:13 20 somewhat of a burly man, and he is the one who was  
10:03:17 21 interacting with you at the moment in time the  
10:03:22 22 sheriff's deputies came over and were speaking with  
10:03:25 23 you as well?

10:03:25 24 A. No.

10:03:26 25 Q. Okay.

JOSEPH CUVIELLO  
FEBRUARY 20, 2024

JOB NO. 843103

10:03:27 1 A. He was not -- he didn't come over to speak  
10:03:29 2 to me while the sheriff's deputies were talking to  
10:03:32 3 me. He came over with the sheriff deputy after the  
10:03:34 4 sheriff deputies had already talked to me.

10:03:38 5 Q. Okay. Good. Thank you.

10:03:39 6 When -- what did Hart say to you when he  
10:03:47 7 first interacted with you?

10:03:48 8 A. I don't remember his specific words, but it  
10:03:51 9 was basically "We have a free speech area, and you  
10:03:54 10 need to go into the free speech area."

10:03:57 11 Q. Okay. Did he use the word he was going to  
10:04:00 12 arrest you?

10:04:01 13 A. No. He avoided that word, actually, when I  
10:04:04 14 asked him what would happen if we don't go there.

10:04:07 15 Q. Okay. What did he say?

10:04:08 16 A. "It won't be good."

10:04:09 17 Q. What did he mean?

10:04:10 18 A. I don't know what he meant, but I know how  
10:04:14 19 I took it, and that was that if you don't go over  
10:04:17 20 there, you're going to be arrested.

10:04:19 21 Q. Okay. Did he say he was going to arrest  
10:04:21 22 you?

10:04:21 23 A. No. At the time, I didn't even know he had  
10:04:24 24 that power, to be honest with you. That's why I  
10:04:24 25 talked to Deputy Mayfield.

JOSEPH CUVIELLO  
FEBRUARY 20, 2024

JOB NO. 843103

10:04:24 1 Q. Do you know if he had that power?

10:04:26 2 A. Now I understand he does, but I didn't know  
10:04:29 3 at that time.

10:04:29 4 Q. What power did he have to arrest you on?

10:04:32 5 A. My understanding is the rangers of the HARD  
10:04:36 6 department have power of law enforcement.

10:04:39 7 Q. Okay. Do you know that for a fact, or  
10:04:42 8 that's just what you've read in case authority or  
10:04:44 9 taken from it?

10:04:44 10 A. No, no. It's not case authority. I think  
10:04:45 11 I've read it on HARD's website.

10:04:47 12 Q. Did you read anything about it being on  
10:04:50 13 HARD's website that they have citation power under  
10:04:53 14 ordinance for ordinance violations in the recreation  
10:04:55 15 and park area?

10:04:56 16 A. I don't recall specifically, but my  
10:05:01 17 understanding was it was just on HARD property, if  
10:05:04 18 that's what you're asking.

10:05:05 19 Q. No, I'm not. I'm asking what your  
10:05:08 20 understanding is of what they can arrest you for.

10:05:11 21 A. My understanding is they just have power of  
10:05:19 22 law enforcement on HARD property. So whatever -- if  
10:05:22 23 there was somebody breaking a law on HARD property,  
10:05:24 24 they could arrest them. That was my understanding.

10:05:25 25 Q. Did he tell you any law he would arrest you

JOSEPH CUVIELLO  
FEBRUARY 20, 2024

JOB NO. 843103

10:05:28 1 for if you did not go back to the free speech area?

10:05:31 2 A. No.

10:05:32 3 Q. So you don't know what he was referring to  
10:05:34 4 in terms of a violation of law when he said -- what  
10:05:39 5 were the words again?

10:05:40 6 A. He said it won't be good if I didn't -- if  
10:05:42 7 we didn't go over there. Yeah.

10:05:44 8 Q. And you have no idea what that referred to  
10:05:47 9 in terms of a violation of law?

10:05:49 10 A. I can't speak for him. I only know how I  
10:05:53 11 took it.

10:05:54 12 Q. Okay. All right.

10:05:55 13 MS. BLOME: Can I interrupt and suggest we  
10:05:57 14 take that break? I need a --

10:06:00 15 MR. ALLEN: Well, let me finish this --

10:06:00 16 MS. BLOME: Sure.

10:06:02 17 MR. ALLEN: -- this quick line of questions  
10:06:04 18 because I think it's going to wrap up Mr. Hart.

10:06:07 19 MS. BLOME: Oh, okay.

10:06:07 20 BY MR. ALLEN:

10:06:08 21 Q. Did he use words such as "I'm going to  
10:06:11 22 detain you for not moving back up to the free speech  
10:06:15 23 area"?

10:06:16 24 A. No.

10:06:16 25 Q. And did he use -- did he physically touch

JOSEPH CUVIELLO  
FEBRUARY 20, 2024

JOB NO. 843103

10:06:19 1 you?

10:06:19 2 A. No.

10:06:19 3 Q. And at this point, Deputy Mayfield was  
10:06:26 4 standing with him?

10:06:26 5 A. Yes.

10:06:27 6 Q. Did Deputy Mayfield say anything that if  
10:06:31 7 you don't follow his instructions, you're going to  
10:06:34 8 be arrested?

10:06:34 9 A. He said, "You could be arrested."

10:06:36 10 Q. Deputy Mayfield said that?

10:06:37 11 A. Yeah.

10:06:38 12 Q. Did Mr. Hart at any time say anything --  
10:06:42 13 "That's right. You could be arrested. I could  
10:06:44 14 arrest you" or anything like that?

10:06:46 15 A. He never said that.

10:06:46 16 Q. Did --

10:06:54 17 A. Nor did he say, "You won't be arrested."

10:06:56 18 Q. But you don't know what he meant other than  
10:06:59 19 you had a way you took it?

10:06:59 20 A. All I know is they were together trying to  
10:07:03 21 get me to go to the free speech area. That's what I  
10:07:06 22 know.

10:07:06 23 Q. Other than the fact that he was wearing a  
10:07:08 24 park ranger shirt, did he tell you he was law  
10:07:11 25 enforcement?



JOSEPH CUVIELLO  
FEBRUARY 20, 2024

JOB NO. 843103

10:07:11 1 A. No.

10:07:11 2 Q. Did he tell you he was a police officer?

10:07:13 3 A. No.

10:07:13 4 Q. Did he tell you that he was an employee of  
10:07:17 5 the Alameda Sheriff's Department as a sworn police  
10:07:20 6 officer or law enforcement officer?

10:07:20 7 A. No.

10:07:21 8 Q. And again, we have the video, so we know  
10:07:28 9 the timeline, and I think we could -- hopefully  
10:07:31 10 we're going to have an agreement on the language  
10:07:33 11 that was used.

10:07:35 12 After this interchange with -- the initial  
10:07:39 13 interchange with Hart, did he say anything more to  
10:07:43 14 you regarding what he could do, would do, might do,  
10:07:47 15 or what you took as he meant he would do?

10:07:51 16 A. You mean after this interchange ended?

10:07:57 17 Q. Right. Was there further conversation to  
10:08:00 18 suggest he was going to take some form of law  
10:08:03 19 enforcement action against you?

10:08:03 20 A. No. That was the only time I had  
10:08:05 21 interaction with him.

10:08:06 22 Q. Okay. In the video, it appears that he  
10:08:10 23 walks away from you. Is that what he did?

10:08:12 24 A. Yes.

10:08:12 25 Q. You stayed in the road where you were?

JOSEPH CUVIELLO  
FEBRUARY 20, 2024

JOB NO. 843103

10:09:07 1 A. Are you going to go to the free speech  
10:09:10 2 area.

10:09:10 3 Q. Right. I'm sorry. Were you present, or is  
10:09:12 4 that something you saw on the video?

10:09:14 5 A. I was present.

10:09:17 6 Q. Okay. Did he say anything else than that,  
10:09:20 7 ask that question?

10:09:20 8 A. I don't remember anything after that.

10:09:24 9 Q. Okay. Did you ever hear him use words to  
10:09:27 10 those people that "You're going to be arrested if  
10:09:29 11 you don't go there"?

10:09:30 12 A. I never heard that.

10:09:31 13 Q. "You're going to be detained"?

10:09:33 14 A. I never heard that.

10:09:34 15 Q. "You're going to be cited"?

10:09:35 16 A. No.

10:09:36 17 Q. Did you ever see him physically escort  
10:09:38 18 anybody away that was part of your protest group?

10:09:43 19 A. No.

10:09:43 20 Q. Did he ever physically move you away?

10:09:46 21 A. No.

10:09:47 22 Q. Did he ever physically move Ms. Bolbol  
10:09:50 23 away?

10:09:50 24 A. No.

10:09:51 25 MR. ALLEN: Okay. You wanted to take that

JOSEPH CUVIELLO  
FEBRUARY 20, 2024

JOB NO. 843103

## REPORTER'S CERTIFICATION

I, April Wood Brott, Certified Shorthand Reporter  
in and for the State of California, do hereby certify:

That the foregoing witness was by me duly sworn;  
that the deposition was then taken before me; that the  
testimony and proceedings were reported stenographically  
by me and later transcribed into typewriting under my  
direction; that the foregoing is a true record of the  
testimony and proceedings taken at that time.

IN WITNESS WHEREOF, I have subscribed my name  
on this date: February 27, 2024.

A handwritten signature in blue ink, appearing to be 'AWB', is written over a horizontal line.

April Wood Brott, CSR No. 13782

## **EXHIBIT “B”**

# Deposition Transcript

Case Number: 3:23-cv-01652-VC

Date: March 6, 2024

In the matter of:

CUVIELLO, et al. v ROWELL RANCH  
RODEO, INC., et al.

DENIZ BOLBOL

**CERTIFIED  
COPY**

Reported by:

April Wood Brott  
CSR No. 13782

Steno

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(310) 573-8380  
NV: FIRM #108F



DENIZ BOLBOL  
MARCH 06, 2024

JOB NO. 886301

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JOSEPH P. CUVIELLO and )  
DENIZ BOLBOL, individually )  
 )  
Plaintiffs, )  
 )  
vs. ) Case No. 3:23-cv-01652-VC  
 )  
ROWELL RANCH RODEO, INC., )  
HAYWARD AREA RECREATION AND )  
PARK DISTRICT, HAYWARD AREA )  
RECREATION AND PARK DISTRICT )  
PUBLIC SAFETY MANAGER KEVIN )  
HART, and DOES 1 and 2, in )  
their individually and )  
official capacities, jointly )  
and severally, )  
 )  
Defendants. )  
\_\_\_\_\_ )

VIDEOTAPED DEPOSITION OF DENIZ BOLBOL, taken at  
180 Montgomery Street, Suite 1200, San Francisco,  
California on Wednesday, March 6, 2024, at 10:13 A.M.,  
before April Wood Brott, Certified Shorthand Reporter  
Number 13782, in and for the State of California.

STENO  
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(888) 707-9366

DENIZ BOLBOL  
MARCH 06, 2024

JOB NO. 886301

10:23:34 1 you're being threatened with arrest?

10:23:36 2 A. When they come up and tell you that -- when  
10:23:41 3 they answer a question, "Am I going to be arrested?"  
10:23:43 4 and they say, "Maybe," or "You'll find out," then  
10:23:47 5 you kind of know, "Well, gee, that's what they've  
10:23:51 6 got in their mind."

10:23:52 7 Q. Okay. We'll get into that in a bit.

10:23:55 8 Have you ever been arrested as a protestor?

10:23:59 9 A. I have.

10:24:00 10 Q. Okay. How many times, if you can estimate?

10:24:04 11 A. So I'm guessing a little bit, but I can  
10:24:08 12 give you a ballpark. Okay? So I think -- I was  
10:24:12 13 trying to think of this the other day. I think it's  
10:24:15 14 about three or four. Three or four, but we'll say  
10:24:20 15 three to five, just to be safe.

10:24:22 16 Q. Okay. Okay. And do you remember in  
10:24:31 17 particular when and where those occurred? And you  
10:24:36 18 can just list from your memory.

10:24:37 19 A. So the ones I remember are Cal Expo,  
10:24:49 20 Oakland, and -- oh, I just had the other one. I  
10:24:56 21 just had the other one. There's a third one I just  
10:24:59 22 remembered, and I can't remember which one it is.  
10:25:01 23 Let me think. Oh. Daly City, they took me in. So  
10:25:05 24 there's another one because I just remembered  
10:25:08 25 another one. So there's a fourth one right now that

DENIZ BOLBOL  
MARCH 06, 2024

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11:06:41 1 A. Yes.

11:06:43 2 Q. And that's similar to what you've done in  
11:06:45 3 prior years?

11:06:46 4 A. Yes.

11:06:46 5 Q. Okay. And what did the banners say, if you  
11:06:53 6 can recall any of them?

11:06:54 7 A. Something like "Rodeo's not fun for  
11:06:58 8 animals" or, you know, "Not fun for the animals" or  
11:07:02 9 "Rodeo is animal abuse," things that indicate the  
11:07:06 10 animals are suffering.

11:07:12 11 Q. Okay. And do you remember what part of the  
11:07:13 12 property you went to go protest on May 20th?

11:07:16 13 A. Yes.

11:07:17 14 Q. Can you tell me where?

11:07:18 15 A. Yes. We would walk in the main gate, and  
11:07:22 16 we'd walk right up to just before the ticket booths  
11:07:25 17 and the entrance gate to the venue.

11:07:30 18 Q. Okay. And is that common to years past as  
11:07:33 19 well?

11:07:33 20 A. Yes. Yes.

11:07:34 21 Q. Okay. And do you know who Mr. Hart is,  
11:07:45 22 Kevin Hart?

11:07:45 23 A. I do now.

11:07:46 24 Q. Had you ever met Kevin Hart prior in any  
11:07:52 25 situation --



DENIZ BOLBOL  
MARCH 06, 2024

JOB NO. 886301

11:07:53 1 A. I don't recall.

11:07:53 2 Q. -- to the subject incident?

11:07:55 3 A. I don't recall.

11:07:56 4 Q. Okay. And do you recall what he was

11:08:05 5 wearing?

11:08:05 6 A. I think it was a dark shirt with his little

11:08:08 7 logo.

11:08:09 8 Q. Okay. So that would be the HARD ranger

11:08:13 9 logo?

11:08:13 10 A. Yes.

11:08:14 11 Q. That he was wearing? Okay.

11:08:21 12 Do you remember prior to Mr. Hart's arrival

11:08:33 13 whether you had an interaction with anyone from

11:08:35 14 Rowell Ranch?

11:08:37 15 A. Oh, yes.

11:08:38 16 Q. What can you recall from that interaction?

11:08:42 17 A. They tried telling us we couldn't stand

11:08:45 18 there, that we had to go to a free speech area. We

11:08:49 19 said no. I mean, it was the same old same old.

11:08:55 20 Q. Okay.

11:08:55 21 A. That we're lying, the animals are fine,

11:08:58 22 they like it. I mean, same thing all the animal

11:09:06 23 abusers say.

11:09:07 24 Q. And how did you respond to that?

11:09:12 25 A. "We're not going to a free speech zone,"

DENIZ BOLBOL  
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JOB NO. 886301

11:24:06 1 Q. Did anyone threaten to -- from law  
11:24:10 2 enforcement or HARD threaten to physically move you?

11:24:21 3 A. Did they say the words, "I'm going to  
11:24:23 4 physically move you right now"? No.

11:24:25 5 Q. Just give me one moment here.

11:24:45 6 Did Mr. Hart ever advise you of what you  
11:24:49 7 were going to be arrested for, if anything?

11:24:51 8 A. You know, I really didn't talk to Mr. Hart,  
11:24:58 9 I don't believe, so.

11:25:00 10 Q. Did you hear the conversation between  
11:25:03 11 Mr. Hart and Mr. CuvIELLO?

11:25:06 12 A. I think I heard bits and pieces, but I  
11:25:08 13 didn't -- I wasn't paying full -- I don't recall  
11:25:12 14 paying full attention to it. But anything that was  
11:25:14 15 said during that, I just want to restate I rely on  
11:25:18 16 the video because that's a true occurrence. That's  
11:25:23 17 what happened.

11:25:23 18 Q. I understand that, but I just want to know  
11:25:25 19 if you heard it, right? So you could hear some  
11:25:28 20 things on the video at a later time, but in that  
11:25:32 21 moment --

11:25:32 22 MS. BLOME: I'm going to object as asked  
11:25:33 23 and answered. It's getting to the point where  
11:25:35 24 you're badgering her a bit.

11:25:38 25 MR. SYREN: I just want to know if she

DENIZ BOLBOL  
MARCH 06, 2024

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11:25:40 1 heard --

11:25:40 2 MS. BLOME: She said no a hundred times.

11:25:43 3 She said she doesn't -- she wasn't involved with the

11:25:44 4 Hart conversation or Mr. CuvIELlo and Mr. Hart. She

11:25:48 5 didn't hear it. She doesn't remember it. "Check

11:25:51 6 the video." She said it 50 times by now.

11:25:54 7 MR. SYREN: Okay. For the record, I'll ask

11:25:56 8 one last time, and that will be it.

11:25:57 9 MS. BLOME: No. No. Objection. It

11:25:58 10 doesn't need to be asked again.

11:26:02 11 MR. KHAN: He can still ask it.

11:26:04 12 MS. BLOME: I understand.

11:26:04 13 BY MR. SYREN:

11:26:05 14 Q. Did you hear the conversation between

11:26:06 15 Mr. Hart and Mr. CuvIELlo?

11:26:08 16 A. As I said, bits and pieces.

11:26:11 17 Q. Okay. And after that interaction, at what

11:26:27 18 point did you first view the video that you took, if

11:26:33 19 you can recall?

11:26:33 20 A. Probably that night.

11:26:35 21 Q. Okay. Did you have any other interactions

11:26:45 22 with Mr. Hart later that day?

11:26:47 23 A. I don't recall personally having more

11:26:53 24 interactions with Mr. Hart.

11:26:54 25 Q. Okay.

DENIZ BOLBOL  
MARCH 06, 2024

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11:28:02 1 A. I probably said something like "Absolutely  
11:28:06 2 not," or "Are you crazy?" or something. I don't  
11:28:10 3 know.

11:28:10 4 Q. Okay. Let's see here.

11:28:30 5 Do you remember what happened next after  
11:28:33 6 the interaction with Mr. Hart?

11:28:35 7 A. So my vague recollection, which is  
11:28:37 8 documented in realtime on video -- my vague  
11:28:41 9 recollection is Mayfield finally called the watch  
11:28:46 10 commander, and they left us alone. That's my vague  
11:28:50 11 recollection. But it didn't last.

11:28:55 12 Q. And to be clear, you never moved from the  
11:29:00 13 area you wanted to protest; is that correct?

11:29:02 14 A. That's correct.

11:29:03 15 Q. Have you heard of the term "probable cause"  
11:29:28 16 before?

11:29:28 17 A. I've heard of it.

11:29:32 18 Q. What is your understanding of probable  
11:29:37 19 cause?

11:29:37 20 A. I have no --

11:29:39 21 Q. As you understand it?

11:29:40 22 A. -- legal --

11:29:42 23 Q. Okay.

11:29:43 24 A. -- way of telling you what that is. I have  
11:29:47 25 probably a general layperson's understanding of

DENIZ BOLBOL  
MARCH 06, 2024

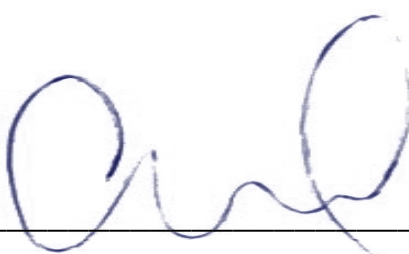
JOB NO. 886301

## REPORTER'S CERTIFICATION

I, April Wood Brott, Certified Shorthand Reporter  
in and for the State of California, do hereby certify:

That the foregoing witness was by me duly sworn;  
that the deposition was then taken before me; that the  
testimony and proceedings were reported stenographically  
by me and later transcribed into typewriting under my  
direction; that the foregoing is a true record of the  
testimony and proceedings taken at that time.

IN WITNESS WHEREOF, I have subscribed my name  
on this date: 19th day of March 2024.



---

April Wood Brott, CSR No. 13782

## **EXHIBIT “C”**

Audio Transcription  
**Body Cams**

Joseph P. CuvIELLO  
VS.  
Rowell Ranch Rodeo



[www.aptusCR.com](http://www.aptusCR.com) | 866.999.8310

## Audio Transcription

<p style="text-align: right;">Page 1</p> <p>1 UNITED STATES DISTRICT COURT</p> <p>2 NORTHERN DISTRICT OF CALIFORNIA</p> <p>3</p> <p>4 JOSEPH P. CUVIELLO and DENIZ</p> <p>5 BOLBOL, individually,</p> <p>6</p> <p>7 Plaintiffs,</p> <p>8</p> <p>9 v. Case No.: 3:23-cv-01652-VC</p> <p>10 ROWELL RANCH RODEO, INC.;</p> <p>11 HAYWARD AREA RECREATION AND</p> <p>12 PARK DISTRICT; HAYWARD AREA</p> <p>13 RECREATION AND PARK DISTRICT</p> <p>14 PUBLIC SAFETY MANAGER/RANGER</p> <p>15 KEVIN HART; ALAMEDA COUNTY</p> <p>16 SHERIFF'S OFFICE; ALAMEDA COUNTY</p> <p>17 DEPUTY SHERIFF JOSHUA MAYFIELD;</p> <p>18 and DOES 1 and 2, in their individual and</p> <p>19 official capacities, jointly and severally,</p> <p>20 Defendants.</p> <hr/> <p>21</p> <p>22</p> <p>23 AUDIO TRANSCRIPTION</p> <p>24 BODY CAMS</p> <p>25</p> <p>26</p> <p>27</p> <p>28</p> <p>29</p> <p>30</p> <p>31</p> <p>32</p> <p>33</p> <p>34</p> <p>35</p> <p>36</p> <p>37</p> <p>38</p> <p>39</p> <p>40</p> <p>41</p> <p>42</p> <p>43</p> <p>44</p> <p>45</p> <p>46</p> <p>47</p> <p>48</p> <p>49</p> <p>50</p> <p>51</p> <p>52</p> <p>53</p> <p>54</p> <p>55</p> <p>56</p> <p>57</p> <p>58</p> <p>59</p> <p>60</p> <p>61</p> <p>62</p> <p>63</p> <p>64</p> <p>65</p> <p>66</p> <p>67</p> <p>68</p> <p>69</p> 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<p>982</p> <p>983</p> <p>984</p> <p>985</p> <p>986</p> <p>987</p> <p>988</p> <p>989</p> <p>990</p> <p>991</p> <p>992</p> <p>993</p> <p>994</p> <p>995</p> <p>996</p> <p>997</p> <p>998</p> <p>999</p> <p>1000</p>	<p style="text-align: right;">Page 3</p> <p>1 PAT: I want to know ahead of time. You need</p> <p>2 to call your watch commander out here because we have a</p> <p>3 free speech right.</p> <p>4 DENIZ: Yeah, it would be an illegal arrest.</p> <p>5 PAT: Let me tell you something.</p> <p>6 PUBLIC SAFETY MGR. HART: Sir --</p> <p>7 PAT: I'm not talking, I'm talking --</p> <p>8 PUBLIC SAFETY MGR. HART: Get our hand out of</p> <p>9 my.</p> <p>10 PAT: No, I'm talking to you. I'm talking</p> <p>11 about my right.</p> <p>12 (End of recording.)</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
<p style="text-align: right;">Page 2</p> <p>1 Begin File 01.</p> <p>2 (Clip_1.1)_Axon_Body_3_Video_2022-05-20_1808_X603994B1.</p> <p>3 mp4</p> <p>4 PUBLIC SAFETY MGR. HART: -- find out when it</p> <p>5 happens.</p> <p>6 PAT: No. No. You need to tell us now. You</p> <p>7 can't --</p> <p>8 PUBLIC SAFETY MGR. HART: I'm not -- I don't</p> <p>9 have any responsibility to tell you that, sir. What I</p> <p>10 have responsibility for --</p> <p>11 PAT: Are you going to arrest us if we don't go</p> <p>12 there?</p> <p>13 DEPUTY MAYFIELD: You could be arrested for</p> <p>14 trespassing.</p> <p>15 PAT: I want to know --</p> <p>16 PUBLIC SAFETY MGR. HART: (Inaudible) in a</p> <p>17 non-designated area.</p> <p>18 DEPUTY MAYFIELD: (Inaudible).</p> <p>19 PAT: I don't want to be arrested. So if</p> <p>20 you're going to arrest me, I need to know ahead of time.</p> <p>21 DEPUTY MAYFIELD: You could be arrested --</p> <p>22 PUBLIC SAFETY MGR. HART: Are you the --</p> <p>23 DEPUTY LASZUK: (Inaudible).</p> <p>24 PAT: I don't want a could be arrested.</p> <p>25 PUBLIC SAFETY MGR. HART: All right.</p>	<p style="text-align: right;">Page 4</p> <p>1 Begin File 02.</p> <p>2 (Clip_1.1)_Axon_Body_3_Video_2022-05-20_1936_X603994B1.</p> <p>3 mp4</p> <p>4 DEPUTY MAYFIELD: -- you're not blocking the</p> <p>5 bathroom and you're not blocking this walkway. There's</p> <p>6 two paths, right, that people are kind of using. This</p> <p>7 is one here and this one here. And where you guys were</p> <p>8 standing right in the middle of this past --</p> <p>9 DENIZ: You've just got a hard-on for us, don't</p> <p>10 you?</p> <p>11 DEPUTY MAYFIELD: No, not at all.</p> <p>12 DENIZ: Yeah, you do.</p> <p>13 DEPUTY MAYFIELD: Not at all. Not at all.</p> <p>14 DENIZ: Why are you trying to harass us?</p> <p>15 DEPUTY MAYFIELD: Nobody's harassing you guys.</p> <p>16 DENIZ: Yeah, you are.</p> <p>17 DEPUTY MAYFIELD: I'm just asking you to not to</p> <p>18 block ingress. That's all I'm asking.</p> <p>19 DENIZ: Nobody's blocking anything. You're</p> <p>20 full of -- look behind you, there's no one coming.</p> <p>21 DEPUTY MAYFIELD: Ma'am. Ma'am.</p> <p>22 DENIZ: You got to stop harassing me, man.</p> <p>23 DEPUTY MAYFIELD: Nobody's harassing you.</p> <p>24 DENIZ: What's your name?</p> <p>25 DEPUTY MAYFIELD: Deputy Mayfield.</p>



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<p style="text-align: right;">Page 5</p> <p>1 DENIZ: Mayfield, you've got to stop harassing 2 us. 3 DEPUTY MAYFIELD: Badge 2336. 4 Nobody's harassing you. 5 DENIZ: You going to be out here all week- -- 6 (End of recording.) 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25</p>	<p style="text-align: right;">Page 7</p> <p>1 DENIZ: We know. We're not doing that. 2 DEPUTY LASZUK: We're just -- 3 DEPUTY MAYFIELD: There is a designated area 4 for you guys. 5 DENIZ: We know that. 6 DEPUTY MAYFIELD: If you guys go over there, 7 great; if you choose to stay here, just let's keep it 8 peaceful. 9 DENIZ: Absolutely. 10 DEPUTY MAYFIELD: Right? 11 PAT: Always. Always. 12 DEPUTY MAYFIELD: Let's not -- let's not, you 13 know, yell at patrons that decide to come here. 14 PAT: We've been out here for many years. 15 DEPUTY MAYFIELD: It's their choice to attend 16 this event just like it's your choice not to like the 17 event, right? 18 DENIZ: That's right. And you're not going to 19 attract anyone to your side if you're rude to them. 20 PAT: We're just exercising our free speech 21 rights. 22 DEPUTY MAYFIELD: So we're all going to be 23 peaceful and -- 24 PAT: We're just exercising our free speech 25 right.</p>
<p style="text-align: right;">Page 6</p> <p>1 Begin File 03. 2 Axon_Body_3_Video_2022-05-20_1757_X603994B1.mp4 3 DEPUTY LASZUK: Hello. How you doing? 4 PAT: How are you? 5 DEPUTY LASZUK: So we're with the sheriff's 6 office, obviously. We just want to say hello and let 7 you know -- 8 PAT: Thank you. 9 DEPUTY LASZUK: -- we're going to be hanging 10 out here. 11 PAT: Thank you. 12 DEPUTY LASZUK: Free speech, we get that, 13 that's totally cool. 14 PAT: We have no intention of blocking anybody. 15 DEPUTY LASZUK: Okay. 16 DENIZ: Yeah, we don't want to block ingress or 17 egress. 18 DEPUTY LASZUK: Basically all we're here is to 19 play nice; you know what I mean? 20 DENIZ: Absolutely. 21 DEPUTY LASZUK: That's all we ask, you know. 22 DENIZ: We will. We appreciate that. 23 DEPUTY LASZUK: You're very welcome. 24 They actually want you guys to be over in 25 that --</p>	<p style="text-align: right;">Page 8</p> <p>1 DENIZ: Did you hear what I said? 2 DEPUTY MAYFIELD: No problem. 3 DENIZ: We're not going to attract people to 4 (inaudible) if you're yelling nasty at them. 5 DEPUTY LASZUK: Yes, ma'am. 6 DENIZ: So we're trying to encourage 7 compassion. 8 DEPUTY MAYFIELD: You guys have a great 9 evening. 10 DENIZ: Thank you. You too. 11 DEPUTY MAYFIELD: Let us know if you need 12 anything. 13 (End of recording.) 14 15 16 17 18 19 20 21 22 23 24 25</p>

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<p style="text-align: right;">Page 9</p> <p>1 Begin File 04.</p> <p>2 Axon_Body_3_Video_2022-05-20_1757_X603995M6 no sound.mp4</p> <p>3 DEPUTY LASZUK: Hello.</p> <p>4 PAT: Hi.</p> <p>5 DEPUTY LASZUK: How you doing?</p> <p>6 PAT: Good. How are you?</p> <p>7 DEPUTY LASZUK: Hey, so we're just with the</p> <p>8 sheriff's office obviously. We just wanted to say hello</p> <p>9 and, you know, let you know basically we're going to be</p> <p>10 hanging out here. It's free speech, we get that; that's</p> <p>11 totally cool.</p> <p>12 PAT: Thank you.</p> <p>13 We have no intention of blocking anybody.</p> <p>14 DEPUTY LASZUK: Okay.</p> <p>15 DENIZ: We don't want to block ingress or</p> <p>16 egress.</p> <p>17 DEPUTY LASZUK: Yeah, okay. Basically all</p> <p>18 we're here is to play nice; you know what I mean?</p> <p>19 DENIZ: Absolutely.</p> <p>20 DEPUTY LASZUK: That's all we ask, you know.</p> <p>21 DENIZ: We will. And we appreciate that.</p> <p>22 DEPUTY LASZUK: You're very welcome.</p> <p>23 They actually want you guys to be over in</p> <p>24 that --</p> <p>25 DENIZ: We know.</p>	<p style="text-align: right;">Page 11</p> <p>1 DEPUTY MAYFIELD: We're all going to be</p> <p>2 peaceful.</p> <p>3 PAT: We're just exercising our free speech</p> <p>4 rights.</p> <p>5 DENIZ: Did you hear what I said?</p> <p>6 DEPUTY MAYFIELD: No problem.</p> <p>7 DENIZ: You're not going to attract people to</p> <p>8 your message if you're yelling nasty to them.</p> <p>9 DEPUTY LASZUK: Right. No.</p> <p>10 DENIZ: So we're trying to encourage</p> <p>11 compassion.</p> <p>12 DEPUTY MAYFIELD: Thank you appreciate it.</p> <p>13 DEPUTY LASZUK: That's it. That's it. Right</p> <p>14 on. All right. Have a safe night.</p> <p>15 DENIZ: Oh, thank you very much. We appreciate</p> <p>16 it.</p> <p>17 (End of recording.)</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
<p style="text-align: right;">Page 10</p> <p>1 DEPUTY LASZUK: Okay.</p> <p>2 DENIZ: We're not doing that.</p> <p>3 DEPUTY LASZUK: Okay. We're just -- yeah,</p> <p>4 we're just letting you know.</p> <p>5 DENIZ: All right.</p> <p>6 DEPUTY MAYFIELD: There's a designated area for</p> <p>7 you guys.</p> <p>8 DENIZ: We know that.</p> <p>9 DEPUTY MAYFIELD: You guys go over there,</p> <p>10 great; if you choose to stay here, just let's keep it</p> <p>11 peaceful.</p> <p>12 DENIZ: Absolutely.</p> <p>13 PAT: Always. Always.</p> <p>14 DENIZ: Always.</p> <p>15 DEPUTY MAYFIELD: Let's not yell at patrons who</p> <p>16 decide to come in here.</p> <p>17 PAT: We've been out here, we've been at it for</p> <p>18 many years, no problems.</p> <p>19 DEPUTY MAYFIELD: It's their choice to attend</p> <p>20 this event just like it's your choice not to like the</p> <p>21 event, right?</p> <p>22 DENIZ: That's right. And you're not going to</p> <p>23 attract anyone to your side if you're rude to them.</p> <p>24 PAT: We're just exercising our free speech</p> <p>25 rights.</p>	<p style="text-align: right;">Page 12</p> <p>1 Begin File 05.</p> <p>2 Axon_Body_3_Video_2022-05-20_1758_X6039A6A9.mp4</p> <p>3 DEPUTY LASZUK: That's all we ask, you know.</p> <p>4 DENIZ: We will. And we appreciate that.</p> <p>5 DEPUTY LASZUK: They actually want you guys to</p> <p>6 be over --</p> <p>7 DENIZ: We know.</p> <p>8 DEPUTY LASZUK: Okay.</p> <p>9 DENIZ: We're not doing that.</p> <p>10 DEPUTY LASZUK: Okay. We're just letting you</p> <p>11 know.</p> <p>12 DENIZ: All right.</p> <p>13 DEPUTY MAYFIELD: There's a designated area for</p> <p>14 you guys.</p> <p>15 DENIZ: We know that.</p> <p>16 DEPUTY MAYFIELD: If you guys move over there,</p> <p>17 great; if you choose to stay here, just let's keep it</p> <p>18 peaceful.</p> <p>19 DENIZ: Absolutely.</p> <p>20 PAT: Always. Always.</p> <p>21 DENIZ: Always.</p> <p>22 PAT: We've been out here, we've been at it for</p> <p>23 many years, no problems.</p> <p>24 DEPUTY MAYFIELD: Don't yell at patrons who</p> <p>25 decide to come here --</p>

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<p style="text-align: right;">Page 13</p> <p>1 DENIZ: No.</p> <p>2 DEPUTY MAYFIELD: It's their choice to</p> <p>3 attend this event just like it's your choice not to like</p> <p>4 their event, right?</p> <p>5 DENIZ: That's right. And you're not going to</p> <p>6 attract anyone to your side if you're rude to them.</p> <p>7 PAT: We're just exercising our free speech</p> <p>8 rights.</p> <p>9 DEPUTY MAYFIELD: We're all going to be</p> <p>10 peaceful and --</p> <p>11 PAT: We're just exercising our free speech</p> <p>12 rights.</p> <p>13 DENIZ: Did you hear what I said?</p> <p>14 You're not going to attract people to your</p> <p>15 message if you're yelling nasty at people.</p> <p>16 DEPUTY LASZUK: Right. No.</p> <p>17 DENIZ: So we're trying to encourage</p> <p>18 compassion.</p> <p>19 DEPUTY MAYFIELD: You guys have a great</p> <p>20 evening.</p> <p>21 DENIZ: Thank you. You too.</p> <p>22 DEPUTY MAYFIELD: Let us know if you need</p> <p>23 anything.</p> <p>24 DENIZ: Oh, thank you very much.</p> <p>25 (End of recording.)</p>	<p style="text-align: right;">Page 15</p> <p>1 and approved. All right? Failure to do so, all right,</p> <p>2 will not be good.</p> <p>3 DENIZ: We're not going.</p> <p>4 PAT: What is going to happen if we don't do</p> <p>5 so? What's going to happen if we don't do so?</p> <p>6 PUBLIC SAFETY MGR. HART: You'll have to figure</p> <p>7 that out when it happens</p> <p>8 PAT: No. No. No. You need to tell us now.</p> <p>9 You can't --</p> <p>10 PUBLIC SAFETY MGR. HART: I'm not going to -- I</p> <p>11 don't have any responsibility to tell you that, sir.</p> <p>12 What I have a responsibility to do --</p> <p>13 PAT: Are you going to arrest us if we don't go</p> <p>14 there?</p> <p>15 DEPUTY MAYFIELD: You could be arrested for</p> <p>16 trespassing.</p> <p>17 PAT: I want to know.</p> <p>18 PUBLIC SAFETY MGR. HART: You're in a</p> <p>19 non-designated area.</p> <p>20 PAT: I don't want to be arrested, so if you're</p> <p>21 going to arrest me, I need to know ahead of time.</p> <p>22 PUBLIC SAFETY MGR. HART: Are you (inaudible)?</p> <p>23 DEPUTY MAYFIELD: You could be arrested.</p> <p>24 PAT: I don't want to be could be arrested, I</p> <p>25 want to know ahead of time.</p>
<p style="text-align: right;">Page 14</p> <p>1 Begin File 06.</p> <p>2 Axon_Body_3_Video_2022-05-20_1808_X603994B1.mp4</p> <p>3 PAT: Hello, everyone.</p> <p>4 DEPUTY LASZUK: Hi.</p> <p>5 PUBLIC SAFETY MGR. HART: I'm Kevin Hart. I'm</p> <p>6 the public safety manager from Parks (inaudible).</p> <p>7 You guys are not in the designated area that</p> <p>8 you need to be.</p> <p>9 UNIDENTIFIED SPEAKER: Where is that?</p> <p>10 DENIZ: No. No. No. We're not going to the</p> <p>11 designated area.</p> <p>12 UNIDENTIFIED SPEAKER: Just listen to them.</p> <p>13 They know what's going on. (Inaudible)</p> <p>14 DENIZ: Hold on. Hold on. Hold on.</p> <p>15 PUBLIC SAFETY MGR. HART: No, the designated</p> <p>16 area, here is the map.</p> <p>17 DENIZ: Are you recording, Pat?</p> <p>18 PAT: Yeah.</p> <p>19 DENIZ: Get his name again.</p> <p>20 UNIDENTIFIED SPEAKER: You have to start again.</p> <p>21 (inaudible).</p> <p>22 PAT: Kevin Hart you said, right?</p> <p>23 PUBLIC SAFETY MGR. HART: I did say that.</p> <p>24 So here's the designated area. I'm asking you</p> <p>25 to go to the designated area that's been pre-designated</p>	<p style="text-align: right;">Page 16</p> <p>1 You need to call your watch commander out here</p> <p>2 because we have a free speech right.</p> <p>3 DENIZ: Yeah, it would be an illegal arrest.</p> <p>4 PAT: Let me tell you something.</p> <p>5 PUBLIC SAFETY MGR. HART: Sir --</p> <p>6 PAT: I'm not talking, I'm talking --</p> <p>7 PUBLIC SAFETY MGR. HART: Sir, get your hand</p> <p>8 out of my face</p> <p>9 PAT: No, I'm talking to you.</p> <p>10 DEPUTY MAYFIELD: Would you like --</p> <p>11 PAT: I'm telling you about my rights. This is</p> <p>12 a public park, quintessential public forum and the first</p> <p>13 amendment of our California Constitution, it's open to</p> <p>14 the public. You can put us in an area if you want, if</p> <p>15 you have a significant interest. There's no significant</p> <p>16 interest to put us over there. We're not blocking here,</p> <p>17 there's nothing going on.</p> <p>18 So if -- if you're going to arrest us, I want</p> <p>19 to know, because I don't want to be arrested. So if</p> <p>20 you're going to arrest me illegally, I want to know</p> <p>21 because I don't want to be arrested. And there's none</p> <p>22 of this maybe, could be; I want you to tell me before,</p> <p>23 I'm going to arrest you if you don't leave. If you</p> <p>24 don't tell me that, then there's a big problem.</p> <p>25 DENIZ: I think they're just messing with you,</p>

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<p style="text-align: right;">Page 17</p> <p>1 Pat.</p> <p>2 DEPUTY MAYFIELD: I'm is not required to tell</p> <p>3 you whether I will arrest --</p> <p>4 PAT: Yeah, you are. Yes, you are. If I'm</p> <p>5 asking you, you have to.</p> <p>6 DEPUTY MAYFIELD: Negative.</p> <p>7 PAT: Yeah. Yes.</p> <p>8 PUBLIC SAFETY MGR. HART: So, Pat --</p> <p>9 PAT: No, not moving.</p> <p>10 DENIZ: I'm not moving.</p> <p>11 PAT: If you guys want to go over there, you go</p> <p>12 ahead.</p> <p>13 PUBLIC SAFETY MGR. HART: You don't have too</p> <p>14 much of a choice, right?</p> <p>15 PAT: No, I have plenty of choice.</p> <p>16 PUBLIC SAFETY MGR. HART: I'm asking you</p> <p>17 nicely.</p> <p>18 PAT: You can ask all the nice you want.</p> <p>19 PUBLIC SAFETY MGR. HART: Let me -- Pat --</p> <p>20 PAT: I don't give up my rights because</p> <p>21 somebody's asks nicely.</p> <p>22 PUBLIC SAFETY MGR. HART: -- will you let me</p> <p>23 finish?</p> <p>24 PAT: No, you're done, you're finished. I'm</p> <p>25 not going. I'm not going. Period.</p>	<p style="text-align: right;">Page 19</p> <p>1 Yes, I am.</p> <p>2 PUBLIC SAFETY MGR. HART: Refusing to leave.</p> <p>3 Are you refusing to leave?</p> <p>4 PAT: Yes, I am.</p> <p>5 PUBLIC SAFETY MGR. HART: Are you refusing to</p> <p>6 leave?</p> <p>7 PAT: Only if you want.</p> <p>8 UNIDENTIFIED SPEAKER: What did you say?</p> <p>9 PAT: I'm not leaving.</p> <p>10 UNIDENTIFIED SPEAKER: I'm not leaving.</p> <p>11 PAT: If they arrest us, they will be sued for</p> <p>12 damages.</p> <p>13 PUBLIC SAFETY MGR. HART: Well, that happens</p> <p>14 sometimes. But you're going to have to leave</p> <p>15 PAT: No, I'm not leaving.</p> <p>16 PUBLIC SAFETY MGR. HART: I'm asking you nicely</p> <p>17 to leave</p> <p>18 PAT: You can ask as nice as you want, I don't</p> <p>19 give up my rights.</p> <p>20 PUBLIC SAFETY MGR. HART: You don't -- you're</p> <p>21 not giving up any rights</p> <p>22 PAT: I am. I have a right to be right where I</p> <p>23 am.</p> <p>24 PUBLIC SAFETY MGR. HART: You don't have the</p> <p>25 right to (inaudible) any place (inaudible).</p>
<p style="text-align: right;">Page 18</p> <p>1 PUBLIC SAFETY MGR. HART: Just let me finish</p> <p>2 PAT: I'm not going. I'm not going. You can</p> <p>3 ask me nicely here. I do not give up my rights no</p> <p>4 matter how nicely somebody asks me.</p> <p>5 PUBLIC SAFETY MGR. HART: You don't have a</p> <p>6 right to be (inaudible) property --</p> <p>7 PAT: I do. It's a public park.</p> <p>8 DENIZ: We've been on this property every year.</p> <p>9 PAT: It's a public park, quintessential first</p> <p>10 amendment forum.</p> <p>11 PUBLIC SAFETY MGR. HART: Has nothing to do</p> <p>12 with it.</p> <p>13 DEPUTY MAYFIELD: This is private event, sir.</p> <p>14 PAT: Doesn't matter, it's open to the public.</p> <p>15 DEPUTY MAYFIELD: It's a private event.</p> <p>16 PAT: It's a private event, okay, open to the</p> <p>17 public, it's a public park, doesn't matter.</p> <p>18 DENIZ: (Inaudible) what happens (inaudible).</p> <p>19 DEPUTY MAYFIELD: This is not --</p> <p>20 PAT: (Inaudible) public right of way.</p> <p>21 DEPUTY MAYFIELD: This is a public event.</p> <p>22 PAT: Look up Six Flags.</p> <p>23 PUBLIC SAFETY MGR. HART: Are you refusing to</p> <p>24 leave?</p> <p>25 PAT: I just won a lawsuit.</p>	<p style="text-align: right;">Page 20</p> <p>1 (Inaudible).</p> <p>2 (Audio muted.)</p> <p>3 DEPUTY MAYFIELD: All right. So what we're</p> <p>4 going to ask and require -- you guys can come over here</p> <p>5 so you can hear me, please.</p> <p>6 DENIZ: I can hear you.</p> <p>7 DEPUTY MAYFIELD: -- is to stay out of the</p> <p>8 walkway so you're not blocking ingress and egress.</p> <p>9 PAT: We know that's what we're doing.</p> <p>10 DEPUTY MAYFIELD: Yeah, but, sir, you keep</p> <p>11 standing in the middle of the walkway trying to give</p> <p>12 people fliers.</p> <p>13 UNIDENTIFIED SPEAKER: That's where people are.</p> <p>14 I'm handing them (inaudible).</p> <p>15 PAT: He's not blocking anybody.</p> <p>16 DEPUTY MAYFIELD: I need you to stand -- I need</p> <p>17 you to stand off the walkway.</p> <p>18 PAT: He's not blocking anybody. You know</p> <p>19 that. You just -- you just want to make a problem.</p> <p>20 DEPUTY MAYFIELD: No.</p> <p>21 PAT: I knew from the get-go when you walked up</p> <p>22 you had that energy.</p> <p>23 DEPUTY MAYFIELD: Sir. Sir.</p> <p>24 PAT: So we're not blocking anybody.</p> <p>25 DEPUTY MAYFIELD: I have nothing but positive</p>

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<p style="text-align: right;">Page 21</p> <p>1 energy.</p> <p>2 PAT: No, you do not.</p> <p>3 DEPUTY MAYFIELD: I'm in a great mood.</p> <p>4 PAT: You do not. I saw you from the get-go.</p> <p>5 The other guy was nice, and you had this energy --</p> <p>6 DEPUTY MAYFIELD: You don't even know me.</p> <p>7 PAT: I know you because I've met cops like you</p> <p>8 so many times. I filed lawsuits against cops like you.</p> <p>9 I know you like the back of my hand.</p> <p>10 DEPUTY MAYFIELD: Okay. Sir, stay out of the</p> <p>11 walkway, please, okay? Don't block anybody, don't step</p> <p>12 in front of anybody because now you're blocking their</p> <p>13 entrance.</p> <p>14 PAT: You weren't blocking anybody.</p> <p>15 UNIDENTIFIED SPEAKER: I wasn't blocking</p> <p>16 anybody.</p> <p>17 DEPUTY MAYFIELD: You can hand out fliers all</p> <p>18 the want.</p> <p>19 PAT: He's not blocking anybody.</p> <p>20 DEPUTY MAYFIELD: You guys can talk all you</p> <p>21 want.</p> <p>22 PAT: He's not blocking anybody, you're fine.</p> <p>23 We never block anybody.</p> <p>24 UNIDENTIFIED SPEAKER: So if we stand to the</p> <p>25 side of them and hand them, but don't like stand</p>	<p style="text-align: right;">Page 23</p> <p>1 stand there?</p> <p>2 DEPUTY MAYFIELD: Did you hear what I said?</p> <p>3 DENIZ: Did you hear what I said?</p> <p>4 DEPUTY MAYFIELD: That's all I'm asking.</p> <p>5 DENIZ: I'm asking you, can that little girl</p> <p>6 not stand there?</p> <p>7 DEPUTY MAYFIELD: The one that's walking?</p> <p>8 DENIZ: She was standing there for a minute</p> <p>9 while you were looking at me.</p> <p>10 DEPUTY MAYFIELD: Standing there waiting for</p> <p>11 her parents?</p> <p>12 DENIZ: That's right. That's right.</p> <p>13 DEPUTY MAYFIELD: You're standing here wanting</p> <p>14 to give freedom of speech, which you can do, I'm just</p> <p>15 asking you to be off the walkway.</p> <p>16 UNIDENTIFIED SPEAKER: Rodeo hurts and injures</p> <p>17 animals.</p> <p>18 DENIZ: Very sad for the animals.</p> <p>19 DEPUTY MAYFIELD: Okay? Thank you.</p> <p>20 DENIZ: It's very sad for the animals.</p> <p>21 (Inaudible).</p> <p>22 (End of recording.)</p> <p>23</p> <p>24</p> <p>25</p>
<p style="text-align: right;">Page 22</p> <p>1 directly in front of them.</p> <p>2 DEPUTY MAYFIELD: Don't stand directly in front</p> <p>3 of them. And if you can, please stay out of the</p> <p>4 walkway. That's all we're asking.</p> <p>5 UNIDENTIFIED SPEAKER: Can't force them to take</p> <p>6 a leaflet. You can only put it in front of them.</p> <p>7 DEPUTY MAYFIELD: Sir.</p> <p>8 UNIDENTIFIED SPEAKER: Yes, sir.</p> <p>9 DEPUTY MAYFIELD: This paved area is the</p> <p>10 walkway. If you could stand --</p> <p>11 DENIZ: He's not in anyone's way. There's no</p> <p>12 one coming.</p> <p>13 DEPUTY MAYFIELD: Ma'am. Ma'am.</p> <p>14 DENIZ: There's no one coming.</p> <p>15 DEPUTY MAYFIELD: I'm asking him to stand out</p> <p>16 of the walkway.</p> <p>17 DENIZ: There's no one coming.</p> <p>18 DEPUTY MAYFIELD: Regardless if people are</p> <p>19 coming, this area needs to be clear.</p> <p>20 DENIZ: It's clear. One person standing here</p> <p>21 is not a big deal.</p> <p>22 DEPUTY MAYFIELD: So I need to stand off the</p> <p>23 walkway.</p> <p>24 DENIZ: So when that little girl's standing</p> <p>25 there, she can't stand there? That little girl can't</p>	<p style="text-align: right;">Page 24</p> <p>1 Begin File 07.</p> <p>2 Axon_Body_3_Video_2022-05-20_1810_X6039A6A9.mp4</p> <p>3 DENIZ: I'm not leaving here.</p> <p>4 PUBLIC SAFETY MGR. HART: You don't have a</p> <p>5 right to be on this property.</p> <p>6 PAT: Yes, I absolutely do.</p> <p>7 DENIZ: We've been on this property every year.</p> <p>8 PAT: It's a public park, quintessential first</p> <p>9 amendment forum.</p> <p>10 PUBLIC SAFETY MGR. HART: It has nothing to do</p> <p>11 with it, sir.</p> <p>12 PAT: Absolutely.</p> <p>13 DEPUTY MAYFIELD: This is a private event, sir.</p> <p>14 PAT: Doesn't matter, it's open to the public.</p> <p>15 DEPUTY MAYFIELD: It's a private event.</p> <p>16 PAT: It's a private event open to the public,</p> <p>17 public park, doesn't matter.</p> <p>18 DENIZ: What happened? What happened to what</p> <p>19 you said?</p> <p>20 PAT: Does not matter.</p> <p>21 DEPUTY MAYFIELD: This is a private event.</p> <p>22 PAT: Look up Six Flags. I just won a</p> <p>23 lawsuit.</p> <p>24 PUBLIC SAFETY MGR. HART: Are you refusing to</p> <p>25 leave?</p>



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<p style="text-align: right;">Page 25</p> <p>1 PAT: Yes, I am.</p> <p>2 PUBLIC SAFETY MGR. HART: Refusing to leave.</p> <p>3 Are you refusing to leave?</p> <p>4 UNIDENTIFIED SPEAKER: What did you say?</p> <p>5 PAT: I'm not leaving.</p> <p>6 UNIDENTIFIED SPEAKER: I'm not leaving.</p> <p>7 PAT: (Inaudible).</p> <p>8 PUBLIC SAFETY MGR. HART: Well, it happens</p> <p>9 sometimes, but (inaudible) -- you're not giving up any</p> <p>10 rights.</p> <p>11 PAT: I am. I have a right to be</p> <p>12 (inaudible) -- not giving up my rights.</p> <p>13 PUBLIC SAFETY MGR. HART: All right.</p> <p>14 PAT: Not giving up my rights.</p> <p>15 PUBLIC SAFETY MGR. HART: Okay.</p> <p>16 Are you refusing to leave as well, ma'am? I</p> <p>17 just want to make it clear.</p> <p>18 DENIZ: I'm not going to leave. (Inaudible).</p> <p>19 PUBLIC SAFETY MGR. HART: Do you refuse to</p> <p>20 leave as well?</p> <p>21 DEPUTY LASZUK: (Inaudible).</p> <p>22 PUBLIC SAFETY MGR. HART: All right.</p> <p>23 DENIZ: I don't block ingress or egress, I just</p> <p>24 hand out information and I do not cause no problems. So</p> <p>25 you're causing the problem.</p>	<p style="text-align: right;">Page 27</p> <p>1 DENIZ: So sad for the animals. Very sad for</p> <p>2 the animals.</p> <p>3 Funny thing is before the sheriff just came up</p> <p>4 and said everything's fine, now this guy comes up, and</p> <p>5 now all of a sudden he's trying to do some bidding for</p> <p>6 the --</p> <p>7 PAT: (Inaudible).</p> <p>8 DENIZ: -- rodeo.</p> <p>9 Yeah, he is, he's right behind you.</p> <p>10 Who knows what kind of lies he's telling the</p> <p>11 watch commander. Oh, they're blocking ingress.</p> <p>12 He just wants to do their bidding, and all</p> <p>13 these other cops just sit along and go along.</p> <p>14 So sad for these poor animals.</p> <p>15 UNIDENTIFIED SPEAKER: What is (inaudible)?</p> <p>16 PAT: What's that?</p> <p>17 UNIDENTIFIED SPEAKER: (Inaudible)?</p> <p>18 PAT: Yeah, that's what he's saying.</p> <p>19 (Inaudible).</p> <p>20 DENIZ: Come over a little more. They all want</p> <p>21 to stand in front of your sign. I think it's kind of</p> <p>22 rude, but I think we just have to move around them.</p> <p>23 (Inaudible).</p> <p>24 DENIZ: Pat, I'll hold this, go ahead.</p> <p>25 PAT: Go ahead what?</p>
<p style="text-align: right;">Page 26</p> <p>1 PUBLIC SAFETY MGR. HART: You're not in the</p> <p>2 designated area.</p> <p>3 PAT: Doesn't matter.</p> <p>4 DENIZ: Doesn't matter.</p> <p>5 PAT: Designated area is not a legal free</p> <p>6 speech area. It's unconstitutional.</p> <p>7 PUBLIC SAFETY MGR. HART: Okay.</p> <p>8 PAT: Not going to pass Constitution master.</p> <p>9 DENIZ: Now he's calling his boss to see if he</p> <p>10 can get permission to arrest us. It's so ridiculous.</p> <p>11 We've been here every year before.</p> <p>12 PAT: It's just amazing how the police are</p> <p>13 willing to violate rights when (inaudible).</p> <p>14 DENIZ: Well, they want to, but hopefully their</p> <p>15 watch commander has a more level head.</p> <p>16 They don't love America.</p> <p>17 PAT: They're sworn to uphold the Constitution</p> <p>18 and they don't even know what the hell it says.</p> <p>19 DENIZ: They don't even care.</p> <p>20 PAT: They don't know what it means.</p> <p>21 DENIZ: They all go along with it, hold the</p> <p>22 blue line.</p> <p>23 PAT: The Constitution to them is whatever the</p> <p>24 private property owner -- or whatever the private entity</p> <p>25 says is their rights. It's just amazing.</p>	<p style="text-align: right;">Page 28</p> <p>1 Go ahead. Bring the sign up.</p> <p>2 (Cross-talk.)</p> <p>3 DENIZ: The flank strap (inaudible). The flank</p> <p>4 strap (inaudible).</p> <p>5 That's the only reason they buck. It's the</p> <p>6 only reason.</p> <p>7 UNIDENTIFIED SPEAKER: (Inaudible).</p> <p>8 DENIZ: Then they did this one article, this</p> <p>9 guy (inaudible). That's where we got the pictures, from</p> <p>10 the livestock magazine. That's where you get your best</p> <p>11 pictures, from the industry.</p> <p>12 DEPUTY MAYFIELD: Even though they're not in a</p> <p>13 designated area, they're not blocking ingress or egress.</p> <p>14 (End of recording.)</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>

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Page 29	Page 31
<p>1 Begin file 08.</p> <p>2 Axon_Body_3_Video_2022-05-20_1819_X6039A6A9.mp4</p> <p>3 DEPUTY MAYFIELD: (Inaudible).</p> <p>4 DENIZ: I can hear you.</p> <p>5 DEPUTY MAYFIELD: (Inaudible).</p> <p>6 PAT: We know that.</p> <p>7 DENIZ: We know that.</p> <p>8 DEPUTY MAYFIELD: You keep standing in the</p> <p>9 middle of the walkway.</p> <p>10 UNIDENTIFIED SPEAKER: That's where people are,</p> <p>11 I'm (inaudible).</p> <p>12 PAT: He's not blocking anybody.</p> <p>13 DEPUTY MAYFIELD: (Inaudible).</p> <p>14 PAT: He's not blocking anybody, you know that.</p> <p>15 You just -- you just want to make a problem.</p> <p>16 DEPUTY MAYFIELD: No.</p> <p>17 PAT: I knew from the get-go when you walked up</p> <p>18 you had that energy.</p> <p>19 DEPUTY MAYFIELD: Sir. Sir.</p> <p>20 PAT: So we're not blocking anybody.</p> <p>21 DEPUTY MAYFIELD: (Inaudible).</p> <p>22 PAT: No, you do not, you do not. I saw you</p> <p>23 from the get-go. The other guy was nice, and you had</p> <p>24 this energy.</p> <p>25 DEPUTY MAYFIELD: You don't even know me.</p>	<p>1 DENIZ: It's clear. One person standing here</p> <p>2 is not a big deal.</p> <p>3 DEPUTY MAYFIELD: (Inaudible).</p> <p>4 DENIZ: So when that little girl is standing</p> <p>5 there she can't stand there? That little girl can't</p> <p>6 (inaudible).</p> <p>7 DEPUTY MAYFIELD: (Inaudible).</p> <p>8 DENIZ: Did you hear what I said?</p> <p>9 I'm asking, can that little girl not stand</p> <p>10 there?</p> <p>11 DEPUTY MAYFIELD: The one that's walking?</p> <p>12 DENIZ: She was standing there for a minute</p> <p>13 while you were looking at me.</p> <p>14 DEPUTY MAYFIELD: Standing there looking</p> <p>15 (inaudible)?</p> <p>16 DENIZ: That's right. That's right.</p> <p>17 DEPUTY MAYFIELD: (Inaudible).</p> <p>18 UNIDENTIFIED SPEAKER: No time for the</p> <p>19 animals.</p> <p>20 DENIZ: (Inaudible).</p> <p>21 UNIDENTIFIED SPEAKER: (Inaudible) cattle</p> <p>22 ranch --</p> <p>23 DENIZ: They're bucking because (inaudible).</p> <p>24 UNIDENTIFIED SPEAKER: (Inaudible) times</p> <p>25 (inaudible) talk to other people, because you guys are</p>
Page 30	Page 32
<p>1 PAT: I know you because I've met cops like you</p> <p>2 so many times. I've filed lawsuits against cops like</p> <p>3 you. I know you like the back of my hand.</p> <p>4 DEPUTY MAYFIELD: (Inaudible) okay? Don't</p> <p>5 block anybody (inaudible).</p> <p>6 PAT: You weren't blocking anybody.</p> <p>7 UNIDENTIFIED SPEAKER: I wasn't blocking</p> <p>8 anybody.</p> <p>9 DEPUTY MAYFIELD: (Inaudible). You guys can</p> <p>10 talk all (inaudible).</p> <p>11 PAT: You weren't blocking anybody. You're</p> <p>12 fine. We never block anybody.</p> <p>13 DEPUTY MAYFIELD: (Inaudible).</p> <p>14 UNIDENTIFIED SPEAKER: (Inaudible) to the side</p> <p>15 if you want, but don't stand directly (inaudible).</p> <p>16 DEPUTY MAYFIELD: Just (inaudible) walkway.</p> <p>17 PAT: (Inaudible)</p> <p>18 DEPUTY MAYFIELD: (Inaudible).</p> <p>19 DENIZ: He's not in anyone's way. There's no</p> <p>20 one coming.</p> <p>21 DEPUTY MAYFIELD: (Inaudible).</p> <p>22 DENIZ: There's no one coming.</p> <p>23 DEPUTY MAYFIELD: (Inaudible).</p> <p>24 DENIZ: There's no one coming.</p> <p>25 DEPUTY MAYFIELD: (Inaudible).</p>	<p>1 just --</p> <p>2 (End of recording.)</p> <p>3</p> <p>4</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>

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<p style="text-align: right;">Page 33</p> <p>1 Begin File 09.</p> <p>2 Axon_Body_3_Video_2022-05-20_1820_X603995M6.mp4</p> <p>3 DENIZ: -- little girl standing there, she</p> <p>4 can't stand there? That little girl can't stand there?</p> <p>5 DEPUTY MAYFIELD: Did you hear what I said?</p> <p>6 DENIZ: Did you hear what I said?</p> <p>7 DEPUTY MAYFIELD: That's all I'm asking.</p> <p>8 DENIZ: I'm asking you. Can that little girl</p> <p>9 not stand there?</p> <p>10 DEPUTY MAYFIELD: The one that's walking?</p> <p>11 DENIZ: She was standing there for a minute</p> <p>12 while you were looking at me.</p> <p>13 DEPUTY MAYFIELD: Standing there waiting for</p> <p>14 her parents?</p> <p>15 DENIZ: That's right. That's right.</p> <p>16 DEPUTY MAYFIELD: Yes. You're standing here</p> <p>17 wanting to give freedom of speech, which you can do, I'm</p> <p>18 just asking you to be off the walkway.</p> <p>19 UNIDENTIFIED SPEAKER: Rodeo hurts and injures</p> <p>20 animals.</p> <p>21 DENIZ: Very sad for the animals.</p> <p>22 UNIDENTIFIED SPEAKER: Animals die because of</p> <p>23 the injuries they receive.</p> <p>24 UNIDENTIFIED SPEAKER: Animals die because we</p> <p>25 eat them.</p>	<p style="text-align: right;">Page 35</p> <p>1 along.</p> <p>2 UNIDENTIFIED SPEAKER: No, domesticated animals</p> <p>3 are a very different thing. I'm an evolutionist, okay?</p> <p>4 So we -- the only reason cattle exist the way they do is</p> <p>5 because we domesticated them (inaudible).</p> <p>6 UNIDENTIFIED SPEAKER: This is --</p> <p>7 UNIDENTIFIED SPEAKER: We're working on the</p> <p>8 solution.</p> <p>9 UNIDENTIFIED SPEAKER: No, they would not</p> <p>10 exist --</p> <p>11 DENIZ: If they don't exist then you couldn't</p> <p>12 torture them (inaudible).</p> <p>13 UNIDENTIFIED SPEAKER: You guys are too nice.</p> <p>14 UNIDENTIFIED SPEAKER: That's 2022 for you.</p> <p>15 UNIDENTIFIED SPEAKER: But you could stop</p> <p>16 (inaudible).</p> <p>17 (End of recording.)</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
<p style="text-align: right;">Page 34</p> <p>1 DENIZ: That's true, and it's very sad for the</p> <p>2 animals how you torture the animals for entertainment.</p> <p>3 These cows aren't bucking because they want to, the</p> <p>4 bulls don't buck because they want to.</p> <p>5 UNIDENTIFIED SPEAKER: (Inaudible) cattle</p> <p>6 ranch --</p> <p>7 DENIZ: They're bucking because you're</p> <p>8 inflicting pain on them. That's what you girls are</p> <p>9 watching.</p> <p>10 UNIDENTIFIED SPEAKER: (Inaudible) talk to</p> <p>11 other people because you guys are just -- you're</p> <p>12 harassing people --</p> <p>13 DENIZ: They're inflicting pain on these poor</p> <p>14 animals.</p> <p>15 UNIDENTIFIED SPEAKER: -- and this is a way of</p> <p>16 life.</p> <p>17 DENIZ: Very sad for the animals.</p> <p>18 UNIDENTIFIED SPEAKER: You guys (inaudible).</p> <p>19 DENIZ: Very sad for the animals.</p> <p>20 UNIDENTIFIED SPEAKER: Yeah, well, the animals</p> <p>21 wouldn't exist if we didn't eat them.</p> <p>22 DENIZ: Very sad for the animals.</p> <p>23 UNIDENTIFIED SPEAKER: The animals -- nobody's</p> <p>24 raising cattle --</p> <p>25 DENIZ: God didn't animals before we came</p>	<p style="text-align: right;">Page 36</p> <p>1 Begin File 10.</p> <p>2 Axon_Body_3_Video_2022-05-20_1822_X603994B1.mp4</p> <p>3 UNIDENTIFIED SPEAKER: (Inaudible).</p> <p>4 UNIDENTIFIED SPEAKER: They just --</p> <p>5 UNIDENTIFIED SPEAKER: You can walk in.</p> <p>6 PUBLIC SAFETY MGR. HART: (Inaudible).</p> <p>7 DEPUTY MAYFIELD: But it's still an event, open</p> <p>8 to the public, technically open to the public, right?</p> <p>9 UNIDENTIFIED SPEAKER: Yeah. Yeah.</p> <p>10 DEPUTY MAYFIELD: So that's where we get</p> <p>11 stuck --</p> <p>12 GARY: I know. I know. I'm not blaming you</p> <p>13 all.</p> <p>14 DEPUTY MAYFIELD: No, I get it. I know you're</p> <p>15 not. So I'm with you guys, but there's a certain line</p> <p>16 we have to kind of tow.</p> <p>17 UNIDENTIFIED SPEAKER: Absolutely.</p> <p>18 DEPUTY MAYFIELD: All right.</p> <p>19 UNIDENTIFIED SPEAKER: And we know they're out</p> <p>20 here pushing their boundaries. That's their M.O.</p> <p>21 DEPUTY MAYFIELD: That's what they want to</p> <p>22 do.</p> <p>23 UNIDENTIFIED SPEAKER: Yeah, exactly.</p> <p>24 PUBLIC SAFETY MGR. HART: And they want us to</p> <p>25 push them back.</p>



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<p style="text-align: right;">Page 37</p> <p>1 DEPUTY MAYFIELD: And they want us to push 2 back. 3 PUBLIC SAFETY MGR. HART: We could do that, and 4 then we all get sued. So we're just trying to protect 5 everybody, you guys included, all right? Because every 6 one of your board members will be named. 7 GARY: They'll probably get (inaudible). The 8 one guy who's harassing the people coming in, I just 9 stepped in front of him and said, hey, you can't do -- 10 you can't -- he's touching me. 11 PUBLIC SAFETY MGR. HART: Yeah. 12 UNIDENTIFIED SPEAKER: Make a training of this. 13 (Inaudible). 14 PUBLIC SAFETY MGR. HART: These guys will keep 15 an eye on it. (Inaudible). 16 (End of recording.) 17 18 19 20 21 22 23 24 25</p>	<p style="text-align: right;">Page 39</p> <p>1 DEPUTY MAYFIELD: It has nothing to do with 2 being nice, ma'am. 3 DENIZ: Oh, he won't (inaudible). 4 DEPUTY MAYFIELD: I'm not saying he will. 5 DENIZ: Yeah. We deal with the Grand National 6 Rodeo. They're going to -- and they sit in the parking 7 lot and drink and drink and drink before they come in. 8 Let me tell you. That's a real crowd. Shall are say, 9 that's a real unruly crowd. 10 DEPUTY MAYFIELD: Yeah. I bet. 11 (Inaudible). 12 (End of recording.) 13 14 15 16 17 18 19 20 21 22 23 24 25</p>
<p style="text-align: right;">Page 38</p> <p>1 Begin File 11. 2 Axon_Body_3_Video_2022-05-20_1826_X603994B1.mp4 3 DEPUTY MAYFIELD: Hey boss. Hey boss. 4 UNIDENTIFIED SPEAKER: Yes. 5 DEPUTY MAYFIELD: Okay. You're still standing, 6 stepping in front of people. See how people are having 7 to go around you? I need you to be on the side. You 8 can pass out fliers all you want, I have no problem with 9 that, but if you continue to step out in front of people 10 to the fact that they have to go around you, (inaudible) 11 their path, you're blocking their (inaudible), okay? 12 That's why I want you to stand on the side. You can 13 talk all you want, you can hand out the fliers all you 14 want, I just -- you can't be blocking people like that. 15 You keep stepping in front of them. 16 UNIDENTIFIED SPEAKER: Does Pat understand what 17 you're saying? 18 DEPUTY MAYFIELD: I'm explaining it to you, 19 because you keep doing it. 20 UNIDENTIFIED SPEAKER: I'll take direction from 21 him. 22 DEPUTY MAYFIELD: Okay. But I'm telling you if 23 you continue to do it, it may escalate. 24 DENIZ: (Inaudible). You're too nice, he just 25 doesn't know how nice you are.</p>	<p style="text-align: right;">Page 40</p> <p>1 Begin File 12. 2 Axon_Body_3_Video_2022-05-20_1900_X60A15126.mp4 3 DEPUTY MAYFIELD: -- camera turned on. 4 DEPUTY LASZUK: Mine didn't even turn on. 5 DEPUTY MAYFIELD: Drained the battery. 6 DEPUTY LASZUK: (Inaudible). 7 DEPUTY MAYFIELD: I didn't know. We go on 8 call, and I go to pull my TASER out, and -- 9 UNIDENTIFIED SPEAKER: We're getting new ones 10 in -- 11 (End of recording.) 12 13 14 15 16 17 18 19 20 21 22 23 24 25</p>

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<p style="text-align: right;">Page 41</p> <p>1 Begin File 13.</p> <p>2 Axon_Body_3_Video_2022-05-20_1900_X603994B1.mp4</p> <p>3 DEPUTY MAYFIELD: Camera check.</p> <p>4 UNIDENTIFIED SPEAKER: Mine didn't even turn</p> <p>5 on.</p> <p>6 (End of recording.)</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 43</p> <p>1 Begin File 15.</p> <p>2 Axon_Body_3_Video_2022-05-20_1936_X60A15126.mp4</p> <p>3 DENIZ: You're full of it. Look behind you.</p> <p>4 There's no one coming.</p> <p>5 You've got to stop harassing me. What's your</p> <p>6 name?</p> <p>7 DEPUTY MAYFIELD: (Inaudible).</p> <p>8 DENIZ: Mayfield, you got to stop harassing</p> <p>9 us.</p> <p>10 DEPUTY MAYFIELD: Nobody's harassing you.</p> <p>11 DENIZ: You're going to be out here all</p> <p>12 weekend. It's going to be unpleasant.</p> <p>13 DEPUTY MAYFIELD: (Inaudible).</p> <p>14 DENIZ: No. I can stand in the walkway.</p> <p>15 Didn't your watch commander tell you?</p> <p>16 DEPUTY MAYFIELD: No, you can't. You can't --</p> <p>17 DENIZ: Yes, I can.</p> <p>18 DEPUTY MAYFIELD: Ma'am, you cannot block</p> <p>19 ingress (inaudible).</p> <p>20 DENIZ: Do you see anyone ingressing?</p> <p>21 DEPUTY MAYFIELD: Ma'am.</p> <p>22 DENIZ: Sir. Sir. Look around.</p> <p>23 DEPUTY MAYFIELD: It doesn't matter if --</p> <p>24 DENIZ: Look around.</p> <p>25 DEPUTY MAYFIELD: (Inaudible).</p>
<p style="text-align: right;">Page 42</p> <p>1 Begin File 14.</p> <p>2 Axon_Body_3_Video_2022-05-20_1901_X6039A6A9.mp4</p> <p>3 DEPUTY MAYFIELD: Camera check.</p> <p>4 UNIDENTIFIED SPEAKER: Mine didn't even turn</p> <p>5 on.</p> <p>6 (End of recording.)</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 44</p> <p>1 DENIZ: Oh, my God, you don't understand the</p> <p>2 law.</p> <p>3 DEPUTY MAYFIELD: I do understand the law.</p> <p>4 DENIZ: No, you don't. You thought you were</p> <p>5 going to arrest us before. You were wrong then, you're</p> <p>6 wrong now. You're wrong.</p> <p>7 DEPUTY MAYFIELD: (Inaudible).</p> <p>8 DENIZ: You're wrong. You need to learn about</p> <p>9 this. You need -- you know what, I'm going to write a</p> <p>10 letter telling your deputies you need to learn -- your</p> <p>11 compadres, I don't know about you, but the white guy, he</p> <p>12 was -- he knew what he was talking about. You should</p> <p>13 learn from him. It's too bad you have seniority. I'm</p> <p>14 assuming you do, because you're very bullish.</p> <p>15 DEPUTY MAYFIELD: All I'm asking -- I'm not</p> <p>16 (inaudible).</p> <p>17 DENIZ: You're very bullish.</p> <p>18 DEPUTY MAYFIELD: If anybody (inaudible).</p> <p>19 DENIZ: You're harassing me, and you're</p> <p>20 blocking my sign.</p> <p>21 DEPUTY MAYFIELD: You can't stand in the middle</p> <p>22 of the walkway.</p> <p>23 DENIZ: I'm asking you to stop harassing me.</p> <p>24 DEPUTY MAYFIELD: That's all I'm asking you.</p> <p>25 DENIZ: Stop harassing me.</p>

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<p style="text-align: right;">Page 45</p> <p>1 DEPUTY MAYFIELD: Nobody's harassing you.  2 DENIZ: You are.  3 DEPUTY MAYFIELD: (Inaudible).  4 (End of recording.)  5  6  7  8  9  10  11  12  13  14  15  16  17  18  19  20  21  22  23  24  25</p>	<p style="text-align: right;">Page 47</p> <p>1 DENIZ: You're full of -- look behind you,  2 there's no one coming.  3 DEPUTY MAYFIELD: Ma'am. Ma'am.  4 DENIZ: You got to stop harassing me, man.  5 DEPUTY MAYFIELD: Nobody's harassing you.  6 DENIZ: What's your name?  7 DEPUTY MAYFIELD: Deputy Mayfield.  8 DENIZ: Yeah. Mayfield, you got to stop  9 harassing us.  10 DEPUTY MAYFIELD: Badge 2336.  11 Nobody's harassing you.  12 DENIZ: You're going to be here all weekend,  13 it's going to be unpleasant.  14 DEPUTY MAYFIELD: You're standing in the middle  15 of a walkway. All I'm asking --  16 DENIZ: I can stand in the walkway. Didn't  17 your watch commander tell you?  18 DEPUTY MAYFIELD: No, you cannot. No, you  19 cannot, ma'am.  20 DENIZ: Yes, I can.  21 DEPUTY MAYFIELD: If you're blocking ingress,  22 you're blocking the walkway.  23 DENIZ: Do you see anyone ingressing?  24 DEPUTY MAYFIELD: Ma'am.  25 DENIZ: Sir. Sir.</p>
<p style="text-align: right;">Page 46</p> <p>1 Begin File 16.  2 Axon_Body_3_Video_2022-05-20_1936_X603994B1.mp4  3 DEPUTY MAYFIELD: Hello.  4 PAT: Hi.  5 DEPUTY MAYFIELD: Can you guys just do me one  6 favor?  7 DENIZ: Just wait a second. I just want to  8 videotape this harassment.  9 DEPUTY MAYFIELD: Can you just do me one favor  10 and scoot this way a little bit so you're not blocking  11 the bathroom and you're not blocking this walkway.  12 There's two paths, right, the people are kind of using.  13 This is one here and this one here. And where you guys  14 are standing right in the middle of this path --  15 DENIZ: You've just got a hard-on for us, don't  16 you?  17 DEPUTY MAYFIELD: No, not at all. Not at all.  18 DENIZ: Yeah, you do.  19 DEPUTY MAYFIELD: Not at all.  20 DENIZ: Why are you trying to harass us?  21 DEPUTY MAYFIELD: Nobody's harassing you guys,  22 I'm just asking you not to block ingress.  23 DENIZ: Yeah, you are. Nobody's blocking  24 anything.  25 DEPUTY MAYFIELD: That's all I'm asking.</p>	<p style="text-align: right;">Page 48</p> <p>1 DEPUTY MAYFIELD: It doesn't matter if people  2 are here or not --  3 DENIZ: Look around. Yes -- oh, my God, you  4 don't understand the law.  5 DEPUTY MAYFIELD: You can't stand here.  6 I do understand the law.  7 DENIZ: No, you don't. You thought you were  8 going to arrest us before. You were wrong then, you're  9 wrong now.  10 DEPUTY MAYFIELD: (Inaudible), ma'am --  11 UNIDENTIFIED SPEAKER: Rodeo injures animals.  12 Animals die --  13 DENIZ: You need to learn about free speech.  14 You need -- you know what I'm going to write a letter  15 telling you deputies, you need to learn -- your  16 compadres, I don't know about you, but the white guy, he  17 was -- he knew what he was talking about. You should  18 learn from him. It's too bad you have seniority over  19 him.  20 DEPUTY MAYFIELD: Yeah, you're right.  21 DENIZ: I'm assuming you do because you're very  22 bullish.  23 DEPUTY MAYFIELD: All I'm asking -- I'm not --  24 nobody's being a bully, ma'am.  25 DENIZ: You're very bullish.</p>

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<p style="text-align: right;">Page 49</p> <p>1 DEPUTY MAYFIELD: If anyone's being bullish, 2 ma'am, it's you. 3 DENIZ: You're harassing me, you're blocking my 4 sign. 5 DEPUTY MAYFIELD: I'm just asking you if you 6 can not -- if you can not stand in the middle of the 7 walkway, that's it. 8 DENIZ: You need to stop harassing me. 9 DEPUTY MAYFIELD: That's all I'm asking. 10 DENIZ: Stop harassing me. 11 DEPUTY MAYFIELD: Nobody's harassing you. 12 DENIZ: You are. 13 DEPUTY MAYFIELD: It's a simple request. 14 Pat, how are you, sir? Pat. 15 PAT: What? 16 DEPUTY MAYFIELD: All I'm asking is that they 17 don't block the bathrooms. 18 PAT: They're not blocking the bathrooms. 19 DEPUTY MAYFIELD: They are, sir. 20 PAT: (Inaudible). You go hang out, go try and 21 get in that bathroom. 22 DEPUTY MAYFIELD: No, look -- 23 PAT: Look, I'll go over there, I'll go in that 24 bathroom, you watch me. 25 DEPUTY MAYFIELD: Listen. Listen. Listen.</p>	<p style="text-align: right;">Page 51</p> <p>1 DEPUTY MAYFIELD: I don't at all. 2 PAT: So what if somebody -- look at those 3 people. Now someone's got to walk around them. Are you 4 going to tell them to move? 5 DEPUTY MAYFIELD: They're getting tickets. 6 PAT: So what? So what's the difference? 7 DEPUTY MAYFIELD: What do you mean so what? 8 PAT: So what -- you're saying free speech has 9 less value than somebody getting a ticket? 10 DEPUTY MAYFIELD: Not at all. 11 PAT: Then what are you complaining about 12 Denise for? What's the problem? 13 DEPUTY MAYFIELD: Nobody's complaining. I'm 14 simply asking to keep a clear pathway -- 15 PAT: It's clear. People can get in and out, 16 look at them going in and out. (Inaudible) there's no 17 backup here because nobody's blocked. 18 We've been -- I'm telling you, we've been doing 19 this for almost 40 years. We don't block anybody. If 20 we want to block somebody, you would know it. I 21 guarantee you you would know it and you would arrest us. 22 We're not here to block anybody -- 23 DEPUTY MAYFIELD: All I'm asking -- 24 PAT: We're not blocking anybody. 25 DEPUTY MAYFIELD: -- you to do is work with us.</p>
<p style="text-align: right;">Page 50</p> <p>1 PAT: You watch me. No one's blocking. 2 DEPUTY MAYFIELD: I'm just trying to talk to 3 you. 4 PAT: I know, but you're saying something 5 that's not real. You're not talking about reality. 6 DEPUTY MAYFIELD: Do you not see people having 7 to divert around them? 8 PAT: So what? That's free speech. 9 DEPUTY MAYFIELD: Everywhere they go? 10 PAT: That's free speech. 11 DEPUTY MAYFIELD: You can't stand in the middle 12 of a street and have cars divert around you. 13 PAT: You know what? If those people are 14 standing there -- look at those guys behind there 15 standing there, people are going to have to divert 16 around them, so what? So what if people have to walk 17 around them, it's not against the law that when you're 18 doing free speech people have to walk around you. In 19 fact, if you read the case law, they say people have to 20 walk around you. One person standing here just means 21 another person has to walk around them. It's one more 22 person there. That's the case law. So what if 23 someone -- I mean what's your problem? 24 DEPUTY MAYFIELD: I don't have a problem. 25 PAT: You certainly sound like it.</p>	<p style="text-align: right;">Page 52</p> <p>1 PAT: We're not doing anything. 2 DEPUTY MAYFIELD: All I'm asking is a simple 3 request that they don't stand in the middle of the 4 walkway. 5 PAT: As long as you're not blocking, it's not 6 a problem. 7 DEPUTY MAYFIELD: It's not (inaudible). 8 PAT: It's not a problem. It's not -- 9 DEPUTY MAYFIELD: (Inaudible). 10 PAT: Exactly, as long as you're not blocking, 11 not a problem. There's no problem. You're making a 12 problem when there's no problem. 13 DEPUTY MAYFIELD: I'm not making a problem. 14 PAT: You are. You're making it like there's a 15 problem -- 16 DEPUTY MAYFIELD: I'm getting complaints that 17 they're standing in the middle of the walkway. 18 PAT: So what, they're not blocking. You can 19 stand wherever you want here, as long as you don't 20 block. There's no law against standing -- 21 DEPUTY MAYFIELD: Okay. So if there's an 22 emergency and people start running them over -- 23 PAT: Who's going to run them over? Come on 24 now; now you're being a ridiculous. If there's an 25 emergency, you know what, we can move just like they can</p>

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<p style="text-align: right;">Page 53</p> <p>1 move. We're mobile. See? You're trying to make it 2 like free speech people are doing something 3 (inaudible). 4 DEPUTY MAYFIELD: Not at all. 5 PAT: You are. 6 DEPUTY MAYFIELD: No. 7 PAT: This has all been decided in court. I 8 mean if you read case law, they've always made these 9 arguments; oh, they're blocking because they're standing 10 there, people have to walk around them. They say, so 11 what? It's just like one more person standing there 12 who's buying a ticket. It's no big deal. That's what 13 it is. Kuba. Read "Kuba v. 1-A Agricultural." It's 14 about the Grand National Rodeo. Kuba, 2004, Ninth 15 Circuit case. Read that one. That's a good one to 16 read. 17 DEPUTY MAYFIELD: (Inaudible). 18 PAT: It's really good for free speech. Kuba, 19 K-u-b-a. K-u-b-a. If you look on Google Legal Scholar, 20 anyone can get there, just put in "Kuba," and that one 21 will probably come up. 22 DEPUTY MAYFIELD: Okay. I'll read it. 23 PAT: Read that one. 24 DEPUTY MAYFIELD: I will. 25 PAT: Are you going to be here all weekend?</p>	<p style="text-align: right;">Page 55</p> <p>1 PAT: Your name is again? 2 DEPUTY MAYFIELD: Deputy Mayfield. 3 PAT: Mayfield. My name is Pat, as you know. 4 I heard you call me Pat. 5 DEPUTY MAYFIELD: Yeah. I caught that. 6 PAT: I mean, like I say, we have no interest 7 in blocking people. Some groups do, but we don't. 8 That's not our thing. 9 DEPUTY MAYFIELD: Well, just when I'm getting 10 complaints because I see people having -- when they're 11 walking and they got to go around -- 12 PAT: I'll tell you something, wherever we 13 are -- 14 DEPUTY MAYFIELD: -- that's it. 15 PAT: -- you'll get complaints because people 16 don't like our message. That's the problem. They don't 17 like our message. But that's okay if they don't like 18 our message. But as long as we're not blocking, you 19 can't complain about our message. 20 DEPUTY MAYFIELD: And that's all I'm asking. 21 Just don't block people from walking in and out. 22 PAT: And that's the beauty of free speech. 23 You know, even though it's a message you don't like, you 24 can't restrict it. I mean -- and it cuts both way. 25 Messages I don't like, I can't restrict --</p>
<p style="text-align: right;">Page 54</p> <p>1 DEPUTY MAYFIELD: No. 2 You guys are (inaudible). 3 PAT: Yeah. Are any of the police officers 4 going to be here all weekend? 5 DEPUTY MAYFIELD: You mean the ones that are 6 here with me? 7 PAT: Yeah. 8 DEPUTY MAYFIELD: I'm not sure. 9 PAT: Because typically guys you probably work 10 during the week and then other people on the weekend? 11 DEPUTY MAYFIELD: We work a lot. 12 PAT: Do you get overtime coming here? 13 DEPUTY MAYFIELD: Sometimes. I adjusted my 14 schedule. 15 All we want is peace, that's it. 16 PAT: That's all we want. We really -- we're 17 not here to cause trouble. 18 DEPUTY MAYFIELD: I know you're not. 19 PAT: I mean you can see that. 20 DEPUTY MAYFIELD: I know you're not. 21 PAT: We're just here to offer fliers and -- 22 DEPUTY MAYFIELD: That's why you and I are just 23 having a conversation. 24 PAT: We're just having a conversation. 25 DEPUTY MAYFIELD: That's all it is.</p>	<p style="text-align: right;">Page 56</p> <p>1 DEPUTY MAYFIELD: Hundred percent. 2 PAT: But that's the beauty of free speech. 3 DEPUTY MAYFIELD: That's why we have 4 amendments, right? 5 PAT: That's right. That's what I'm saying. 6 That's like the most important amendment in my 7 opinion. 8 DEPUTY MAYFIELD: Uh-huh. Well, they're all 9 important, but yeah. 10 PAT: Well, let me tell you this: If we got 11 rid of the first amendment, we'd have no way of getting 12 it back through the Constitution, but if you got -- 13 DEPUTY MAYFIELD: I think that's true for 14 probably 95 percent of them. 15 PAT: No, if you got rid of all the other 16 amendments, you have free speech to get them back. You 17 can petition your government to get those amendments in 18 there. But free speech, you get rid of that one, 19 there's no way to get it back; that's gone, gone 20 forever. That's why I think it's the most important 21 amendment. 22 DEPUTY MAYFIELD: That's a valid point. 23 PAT: Yeah, but I'm very pro Constitution. 24 DEPUTY MAYFIELD: As are we. 25 PAT: I mean it's what makes -- in my opinion,</p>



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<p style="text-align: right;">Page 57</p> <p>1 it's what makes our country great. Without the  2 Constitution, I mean I can't say what we'd have, but  3 without that Constitution, I mean, I don't know what  4 we'd be. But that Constitution makes our country great.  5 All those dreams, protections (inaudible). That's what  6 makes us great. People say we're a great nation, that's  7 what I think of, our Constitution. We do a lot of shit  8 stuff and we do a lot of good stuff, but our  9 Constitution is always there.  10 DEPUTY MAYFIELD: Yeah.  11 DENIZ: Let's do a quick group photo without,  12 you know.  13 DEPUTY MAYFIELD: I can't be in your group  14 photo?  15 DENIZ: You want to hold a sign?  16 DEPUTY MAYFIELD: Wow.  17 PAT: He can be in our photo. He can be in our  18 photo.  19 DENIZ: Then I can even (inaudible).  20 DEPUTY MAYFIELD: That's not very nice.  21 DENIZ: (Inaudible).  22 DEPUTY MAYFIELD: Excuse me.  23 DENIZ: Come on, Eve.  24 (End of recording.)  25</p>	<p style="text-align: right;">Page 59</p> <p>1 country great. People say we're a great nation, that's  2 what I think of. We do a lot of shit stuff, but we do a  3 lot of good stuff (inaudible) Constitution (inaudible).  4 UNIDENTIFIED SPEAKER: (Inaudible).  5 DENIZ: Let's do a quick group photo  6 without him.  7 DEPUTY MAYFIELD: (Inaudible).  8 DENIZ: You want to hold a sign? If you'll  9 hold a sign, you can be in our photo.  10 PAT: He can be in our photo. He can be in our  11 photo.  12 DENIZ: Then I can even excuse your bad  13 behavior.  14 DEPUTY MAYFIELD: (Inaudible).  15 DENIZ: (Inaudible) to be quite frank.  16 PAT: You can be in our photo if you want to.  17 DENIZ: Let's do a group photo.  18 (End of recording.)  19  20  21  22  23  24  25</p>
<p style="text-align: right;">Page 58</p> <p>1 Begin File 17.  2 Axon_Body_3_Video_2022-05-20_1941_X60A15126.mp4  3 PAT: That's the most important amendment in my  4 opinion.  5 DEPUTY MAYFIELD: (Inaudible).  6 PAT: No, what I'm saying is if you got rid of  7 the first amendment, you'd have no way of getting it  8 back through the Constitution. But if you got rid of  9 all --  10 DEPUTY MAYFIELD: I think that's true  11 (inaudible).  12 PAT: No, if you got rid of all of the other  13 amendments, you'd have free speech to get them back.  14 You can petition your government to get those amendments  15 in there. Free speech, you get rid of that, there's no  16 way to get it back; it's gone, gone forever.  17 DEPUTY MAYFIELD: (Inaudible).  18 PAT: That's why I think it's the most  19 important amendment.  20 DEPUTY MAYFIELD: (Inaudible).  21 (Inaudible).  22 PAT: (Inaudible) in my opinion makes our  23 country great. Without the Constitution, I mean I can't  24 say what we'd have, but without the Constitution, I mean  25 I don't know where we'd be. That Constitution makes our</p>	<p style="text-align: right;">Page 60</p> <p>1 Begin File 18.  2 Axon_Body_3_Video_2022-05-20_1956_X60A15126.mp4  3 DEPUTY MAYFIELD: You want a sticker?  4 (End of recording.)  5  6  7  8  9  10  11  12  13  14  15  16  17  18  19  20  21  22  23  24  25</p>

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1 Begin File 19.  
 2 Axon\_Body\_3\_Video\_2022-05-20\_1956\_X603994B1.mp4  
 3 DEPUTY MAYFIELD: You want a sticker?  
 4 (End of recording.)  
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1 REPORTER'S CERTIFICATE  
 2 I, the undersigned, a Certified Shorthand  
 3 Reporter of the State of California, do hereby certify:  
 4 That the foregoing electronically-recorded  
 5 proceedings were transcribed by me to the best of my  
 6 ability.  
 7 I further certify I am neither financially  
 8 interested in the action nor a relative or employee of  
 9 any attorney or party to this action.  
 10 IN WITNESS WHEREOF, I have this date  
 11 subscribed my name.  
 12  
 13 Dated: 02/12/2024.  
 14  
 15  
 16   
 17 Diana Sasseen  
 18 CSR No. 13456  
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Joseph P. Cuvillo vs.  
Rowell Ranch Rodeo

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Joseph P. Cuvillo vs.  
Rowell Ranch Rodeo

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## **EXHIBIT “D”**

Audio Transcription  
Videos Produced by Plaintiff

Joseph P. CuvIELlo  
vs.  
Rowell Ranch Rodeo



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## Audio Transcription

<p>1 UNITED STATES DISTRICT COURT 2 NORTHERN DISTRICT OF CALIFORNIA 3 4 JOSEPH P. CUVIELLO and DENIZ BOLBOL, individually, 5 6 Plaintiffs, 7 8 v. Case No.: 3:23-cv-01652-VC 9 ROWELL RANCH RODEO, INC.; 10 HAYWARD AREA RECREATION AND PARK DISTRICT; HAYWARD AREA 11 RECREATION AND PARK DISTRICT PUBLIC SAFETY MANAGER/RANGER 12 KEVIN HART; ALAMEDA COUNTY SHERIFF'S OFFICE; ALAMEDA COUNTY 13 DEPUTY SHERIFF JOSHUA MAYFIELD; and DOES 1 and 2, in their individual and official capacities, jointly and severally, 14 Defendants.</p> <hr/> <p>15 16 17 AUDIO TRANSCRIPTION 18 VIDEOS PRODUCED BY PLAINTIFF 19 20 21 22 23 Transcribed by: Diana Sasseen 24 CSR No. 13456 25 Job No. 10136071</p>	<p>Page 1</p> <p>1 animals? I guess I need this one first. 2 PAT: Okay. 3 DENIZ: I have a feeling we're going to have a 4 problem. All right. 5 PAT: You want to hold the banner up too or 6 not? 7 DENIZ: Sure. 8 PAT: (Inaudible). Hold that. 9 DENIZ: Is it running? 10 PAT: Yeah. 11 Hold this. Hold this. 12 DENIZ: Yours is running too. Mine's running 13 too. 14 Screen "Video 2." 15 GARY: If you want to do this, we have an area 16 set up for you up there. Free speech area's up there, 17 not here. 18 PAT: You have no -- you have no -- call the 19 police. Call the police. You got a problem, call the 20 police. 21 GARY: Oh, we do. But take -- 22 PAT: We're not going to do that. When the 23 police come we'll -- 24 DENIZ: Hey, you can't touch us. 25 PAT: You can't touch us.</p> <p>Page 3</p>
<p>Page 2</p> <p>1 Begin file 01. BATES 00014 - Bolbol-Rowell Ranch Rodeo 2 Protest Videos - May 20-2022.mov 3 Screen: "Rowell Ranch Rodeo Protest Video. 4 May 20, 2022." 5 Screen: "Video 1". 6 DENIZ: Should I just lie these down? 7 PAT: Sure. 8 DENIZ: Right here? 9 PAT: Yeah. I'm going to get my fliers on. 10 You could put it over there. That would be a 11 better spot. 12 DENIZ: That's a better spot. 13 PAT: Take it over there. 14 DENIZ: I think so, because that's not moving. 15 PAT: Yeah. No one's going to use that. 16 DENIZ: Yeah. 17 PAT: (Inaudible). 18 DENIZ: I knew I shouldn't have dropped that 19 down. 20 This is not in anyone's way. 21 PAT: No. 22 DENIZ: There we go. 23 PAT: (Inaudible) a lot of fliers here 24 anyways. 25 DENIZ: Are you man enough to be kind to</p>	<p>Page 4</p> <p>1 DENIZ: Don't touch us. 2 PAT: You can't touch us. 3 GARY: You're not in the area you need to be. 4 DENIZ: Call the police. You can call the 5 police. 6 PAT: Call the police if you think you have a 7 right to move us. Just call the police. 8 DENIZ: There you go. You'll learn about the 9 first amendment. It will be a fun experience for you. 10 GARY: You'll learn about a few other things. 11 PAT: This is America. 12 DENIZ: It's America. Be proud to be American, 13 man. 14 PAT: Right? Right? Be proud to be an 15 American. Be proud of our Constitution. 16 DENIZ: Be proud of our Constitution. 17 PAT: Even if you don't agree with it. 18 GARY: And you really have to worry about -- 19 DENIZ: Call the police, just don't touch us. 20 PAT: Even if you don't agree with it. 21 DENIZ: We don't touch you; don't touch us. 22 PAT: Even if you don't agree with it. That's 23 the beauty of the first amendment. 24 DENIZ: That's the beauty of America. Free 25 speech. People die for this right.</p>

## Audio Transcription

<p style="text-align: right;">Page 5</p> <p>1 GARY: I know.</p> <p>2 DENIZ: You should be ashamed of yourself</p> <p>3 trying to stifle it.</p> <p>4 GARY: I spent 40 years in the army. I know</p> <p>5 about that. Don't even go there.</p> <p>6 DENIZ: Yeah, shame on you or trying to stifle</p> <p>7 free speech.</p> <p>8 GARY: You're going to --</p> <p>9 DENIZ: Shame on you.</p> <p>10 Come on over, babe. Come over here a little</p> <p>11 more.</p> <p>12 Yeah, they are. We're allowed to be here.</p> <p>13 Just don't touch me. I won't touch you.</p> <p>14 GARY: And I can block you. I can block you.</p> <p>15 DENIZ: That's what you're afraid of, huh?</p> <p>16 PAT: Is that what you're afraid of, our</p> <p>17 speech?</p> <p>18 DENIZ: Yeah, he's afraid.</p> <p>19 PAT: (Inaudible).</p> <p>20 GARY: It's just you don't understand what</p> <p>21 you're saying.</p> <p>22 DENIZ: No, you don't like what we're saying.</p> <p>23 GARY: And I'm not going into it.</p> <p>24 PAT: If it's not true, what does that matter</p> <p>25 to you?</p>	<p style="text-align: right;">Page 7</p> <p>1 PAT: (Inaudible) animal, they don't hesitate</p> <p>2 to lie about it.</p> <p>3 UNIDENTIFIED SPEAKER: Hey, Gary, we just need</p> <p>4 them to be -- they can be here, but they just need to be</p> <p>5 in the free speech area.</p> <p>6 GARY: That's what I'm trying to tell them.</p> <p>7 UNIDENTIFIED SPEAKER: We really --</p> <p>8 DENIZ: Just call the policemen.</p> <p>9 UNIDENTIFIED SPEAKER: Call your sheriff.</p> <p>10 UNIDENTIFIED SPEAKER: Gary, call the sheriff.</p> <p>11 PAT: (Inaudible).</p> <p>12 DENIZ: Yeah, go ahead and call them. I'm</p> <p>13 getting everybody's picture on camera here.</p> <p>14 (Inaudible).</p> <p>15 DENIZ: I already got you.</p> <p>16 Everybody's going to get a lesson in free</p> <p>17 speech. You're going to learn what it means to have</p> <p>18 free speech.</p> <p>19 UNIDENTIFIED SPEAKER: You going to get them,</p> <p>20 or do you want me to get them?</p> <p>21 DENIZ: It's important. That's what</p> <p>22 democracy's based on.</p> <p>23 UNIDENTIFIED SPEAKER: We're not denying you</p> <p>24 that, we just have an area (inaudible) --</p> <p>25 DENIZ: That's not free speech then.</p>
<p style="text-align: right;">Page 6</p> <p>1 DENIZ: Yeah.</p> <p>2 GARY: Because you're spreading false rumors.</p> <p>3 I'm not going into it.</p> <p>4 DENIZ: It's not a rumor, it's a fact.</p> <p>5 UNIDENTIFIED SPEAKER: Sir, (inaudible).</p> <p>6 GARY: Yes, right up here where it says free</p> <p>7 speech.</p> <p>8 UNIDENTIFIED SPEAKER: Okay. Fortunately --</p> <p>9 (inaudible).</p> <p>10 DENIZ: Would you like information about the</p> <p>11 animals? It's very sad for these poor animals.</p> <p>12 GARY: Did you call them?</p> <p>13 DENIZ: Hope you open your heart one day.</p> <p>14 Compassion and kindness is a good thing. And though not</p> <p>15 here it doesn't feel like it, but it is.</p> <p>16 GARY: And that's an altered photo to begin</p> <p>17 with. Yes it is. Yes it is.</p> <p>18 PAT: No, (inaudible). Now who's lying? Now</p> <p>19 who's lying?</p> <p>20 DENIZ: Yeah, but you know what?</p> <p>21 GARY: (Inaudible). That is an altered photo,</p> <p>22 but hey, besides the point --</p> <p>23 PAT: (Inaudible) to lie about it.</p> <p>24 DENIZ: Yeah, that's what they do, they just</p> <p>25 start lying.</p>	<p style="text-align: right;">Page 8</p> <p>1 UNIDENTIFIED SPEAKER: It is courteous to your</p> <p>2 guests.</p> <p>3 DENIZ: We're very courteous.</p> <p>4 UNIDENTIFIED SPEAKER: You also can't be in the</p> <p>5 middle of a parking lot, (inaudible).</p> <p>6 DENIZ: We're not in the middle of a parking</p> <p>7 lot:</p> <p>8 (Inaudible).</p> <p>9 GARY: (Inaudible) rodeo grounds. I have some</p> <p>10 people out here I need to get removed. They need to be</p> <p>11 removed. Because we've got the free speech area,</p> <p>12 they're protesting, and they're not -- and they're</p> <p>13 blocking the parking lot, blocking the access --</p> <p>14 DENIZ: Don't lie. Don't lie to them. It's</p> <p>15 all on video. We're not blocking anything.</p> <p>16 GARY: And (inaudible), right now there's</p> <p>17 two.</p> <p>18 DENIZ: That's what you go to, lies.</p> <p>19 PAT: Because that's all they have is lies.</p> <p>20 DENIZ: That's all they've got are lies.</p> <p>21 PAT: (Inaudible) lies.</p> <p>22 DENIZ: It's not cruel. They're blocking the</p> <p>23 parking lot.</p> <p>24 GARY: (Inaudible). I mean I'm standing right</p> <p>25 in front of them. One male and one female.</p>

## Audio Transcription

<p style="text-align: right;">Page 9</p> <p>1 PAT: Now they're blocking.  2 DENIZ: Yeah, you're blocking.  3 GARY: (Inaudible). They're blocking the  4 entrance.  5 DENIZ: No, we're not.  6 GARY: I don't see any -- I don't see any  7 weapons.  8 DENIZ: There's a truck blocking the entrance.  9 BRIAN: Yeah, that truck's supposed to be  10 there. We got a free speech area over there, we'd like  11 you to go over to it, okay?  12 DENIZ: We won't be doing that?  13 BRIAN: You won't be doing that?  14 DENIZ: No.  15 BRIAN: Okay.  16 PAT: He's calling the police.  17 DENIZ: He's calling the police. Let the  18 police handle it, unless you want to do something, but I  19 would prefer you not touch me.  20 It's a good song.  21 (Phone ringing.)  22 BRIAN: Yeah, this is Brian.  23 DENIZ: Hey, Pat, step up a few because I want  24 these people coming up with you. Yeah.  25 PAT: (Inaudible).</p>	<p style="text-align: right;">Page 11</p> <p>1 BRIAN: Okay. I got 'em here. Sheriffs  2 coming. We're good. But probably should educate  3 yourselves a little bit on some of that.  4 PAT: We did. That's why we're out here.  5 BRIAN: Wrong school, guys. Any time you need  6 the right information, we'll give it to you.  7 PAT: We got it. That's why we're out here.  8 BRIAN: Very good. All right.  9 PAT: We know you don't care about animals, but  10 we do.  11 DENIZ: Yeah. Yeah.  12 BRIAN: What?  13 PAT: You don't care about animals --  14 BRIAN: We do.  15 DENIZ: Yeah. Yeah. Sure you do. That's why  16 you torture them.  17 PAT: (Inaudible) animals.  18 BRIAN: We're good. We're good guys. We make  19 a living with them.  20 DENIZ: Yeah, by torturing them.  21 BRIAN: No, by selling them for beef.  22 DENIZ: Oh, that's really nice too.  23 PAT: You don't care about animals?  24 BRIAN: So you don't like -- you don't like  25 people who eat beef? Okay. That's your right.</p>
<p style="text-align: right;">Page 10</p> <p>1 DENIZ: Okay.  2 BRIAN: All right. You're right. They are on  3 the way. You're fine.  4 Kind of disrespectful though. That's okay.  5 DENIZ: Totally disrespectful to the animal.  6 BRIAN: Well, you --  7 UNIDENTIFIED SPEAKER: Hey, Brian, have you  8 noticed they've got a --  9 BRIAN: Huh?  10 UNIDENTIFIED SPEAKER: They've got a  11 (inaudible).  12 BRIAN: They have what?  13 UNIDENTIFIED SPEAKER: (Inaudible).  14 BRIAN: Oh, yeah.  15 DENIZ: No, he didn't say okay, but he said,  16 oh, yeah, the cops are coming. So everything's good.  17 BRIAN: Okay. I don't even know where that's  18 at. Somebody added a strap on that one. Yeah, so it's  19 even -- not even -- that's kind of --  20 UNIDENTIFIED SPEAKER: Yeah, they're coming.  21 DENIZ: Yeah. You -- we dug a ditch for you,  22 and you can have your free speech in the ditch.  23 PAT: (Inaudible).  24 (Inaudible).  25 GARY: (Inaudible).</p>	<p style="text-align: right;">Page 12</p> <p>1 DENIZ: Don't say you're being nice to animals.  2 BRIAN: We're good. We're good.  3 DENIZ: Just own it.  4 PAT: Don't let her back up.  5 UNIDENTIFIED SPEAKER: I know, I was  6 thinking --  7 DENIZ: Very sad for the animals. Very sad for  8 the animals. Nobody wants to be --  9 PAT: (Inaudible).  10 DENIZ: They think the sheriffs are going to  11 come over here and arrest us.  12 GARY: Hopefully.  13 DENIZ: That's what they think, because the guy  14 hugged the gal who works here, which I got on video.  15 Did you get it on video?  16 PAT: (Inaudible).  17 DENIZ: Oh, I got it on video.  18 Very sad for the animals.  19 They better check with their watch commander  20 before they do anything.  21 PAT: (Inaudible) do anything.  22 DENIZ: I think he told them that they were  23 going to, and that's why he told him you can go, they're  24 going to handle it.  25 PAT: (Inaudible).</p>

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<p style="text-align: right;">Page 13</p> <p>1 DENIZ: Oh, maybe so.</p> <p>2 PAT: If they were going to do something,</p> <p>3 they'd be over here right now.</p> <p>4 DENIZ: They better check with their watch</p> <p>5 commander before they take any action. The big, tall</p> <p>6 one's the one that hugged the gal that works here.</p> <p>7 PAT: (Inaudible)?</p> <p>8 <b>DENIZ: We got a lawsuit. Here we go.</b></p> <p>9 DEPUTY LASZUK: Hello.</p> <p>10 PAT: Hi.</p> <p>11 DEPUTY LASZUK: How you doing?</p> <p>12 PAT: Good. How are you?</p> <p>13 DEPUTY LASZUK: Hey, so we're just with the</p> <p>14 sheriff's office obviously. We just wanted to say hello</p> <p>15 and, you know, let you know basically we're going to be</p> <p>16 hanging out here. It's free speech, we get that.</p> <p>17 DENIZ: Okay.</p> <p>18 DEPUTY LASZUK: That's totally cool.</p> <p>19 PAT: We have no intention of blocking</p> <p>20 anybody.</p> <p>21 DEPUTY LASZUK: Okay --</p> <p>22 DENIZ: Yeah, we don't want to block ingress or</p> <p>23 egress.</p> <p>24 DEPUTY LASZUK: -- yeah, basically all we are</p> <p>25 here, you know, play nice.</p>	<p style="text-align: right;">Page 15</p> <p>1 problems.</p> <p>2 DENIZ: No.</p> <p>3 DEPUTY MAYFIELD: Their choice to attend this</p> <p>4 event just like it's your choice not to like the event,</p> <p>5 right?</p> <p>6 DENIZ: That's right. And you're not going to</p> <p>7 attract anyone to your side if you're rude to them.</p> <p>8 PAT: (Inaudible).</p> <p>9 DEPUTY MAYFIELD: We're all going to be</p> <p>10 peaceful and --</p> <p>11 PAT: (Inaudible).</p> <p>12 DENIZ: Did you hear what I said?</p> <p>13 You're not going to attract people to your</p> <p>14 message if you're yelling nasty at people.</p> <p>15 DEPUTY LASZUK: Right. No.</p> <p>16 DENIZ: So we're trying to encourage</p> <p>17 compassion.</p> <p>18 DEPUTY LASZUK: (Inaudible).</p> <p>19 DENIZ: Thank you. You too.</p> <p>20 DEPUTY LASZUK: Have a safe night.</p> <p>21 DENIZ: Oh, thank you very much. We appreciate</p> <p>22 it.</p> <p>23 Screen: "Video 3."</p> <p>24 UNIDENTIFIED SPEAKER: Watch out, watch out.</p> <p>25 Watch out, guys. Hold up there. Good.</p>
<p style="text-align: right;">Page 14</p> <p>1 DENIZ: Absolutely.</p> <p>2 DEPUTY LASZUK: You know what I mean? That's</p> <p>3 all we ask, you know, and --</p> <p>4 DENIZ: We will. And we appreciate that.</p> <p>5 DENIZ: You're very welcome.</p> <p>6 DEPUTY LASZUK: They actually want you guys to</p> <p>7 be over --</p> <p>8 DENIZ: We know.</p> <p>9 DEPUTY LASZUK: Okay. So we're just --</p> <p>10 DENIZ: We're not doing that.</p> <p>11 DEPUTY LASZUK: Okay. We're just letting you</p> <p>12 know --</p> <p>13 DENIZ: All right.</p> <p>14 DEPUTY MAYFIELD: There's a designated area for</p> <p>15 you guys.</p> <p>16 DENIZ: We know that.</p> <p>17 DEPUTY MAYFIELD: If you guys move over there,</p> <p>18 great; choose to stay here, just let's keep it</p> <p>19 peaceful.</p> <p>20 DENIZ: Absolutely.</p> <p>21 PAT: Always. Always.</p> <p>22 DENIZ: Always.</p> <p>23 DEPUTY MAYFIELD: Let's not, you know, yell at</p> <p>24 the patrons that decide to come here.</p> <p>25 PAT: We've been out here for many years, no</p>	<p style="text-align: right;">Page 16</p> <p>1 PUBLIC SAFETY MGR. HART: Well, that happens.</p> <p>2 But you're going to have to leave. I'm asking you</p> <p>3 nicely to leave. All right?</p> <p>4 PAT: (Inaudible). You can ask as nice as you</p> <p>5 want, I don't give up my right.</p> <p>6 PUBLIC SAFETY MGR. HART: You're not giving up</p> <p>7 any rights.</p> <p>8 PAT: (Inaudible).</p> <p>9 PUBLIC SAFETY MGR. HART: You don't have a</p> <p>10 right to (inaudible).</p> <p>11 PAT: Not giving up my right.</p> <p>12 PUBLIC SAFETY MGR. HART: Okay.</p> <p>13 Are you refusing to leave as well, ma'am? I</p> <p>14 just want to make it clear.</p> <p>15 DENIZ: I'm not going to leave.</p> <p>16 PUBLIC SAFETY MGR. HART: You're not going to</p> <p>17 leave.</p> <p>18 Are you refusing to leave as well?</p> <p>19 UNIDENTIFIED SPEAKER: I'm not leaving.</p> <p>20 PUBLIC SAFETY MGR. HART: Okay.</p> <p>21 DENIZ: I don't block ingress or egress, I just</p> <p>22 hand out information and I do not cause no problems, so</p> <p>23 you're causing the problem.</p> <p>24 PUBLIC SAFETY MGR. HART: You're not in the</p> <p>25 designated area.</p>



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<p style="text-align: right;">Page 17</p> <p>1 DENIZ: Doesn't matter.</p> <p>2 PUBLIC SAFETY MGR. HART: All right.</p> <p>3 PAT: Designated area is not a legal free</p> <p>4 speech area. Unconstitutional.</p> <p>5 PUBLIC SAFETY MGR. HART: Okay.</p> <p>6 PAT: It's not going to cut constitutional</p> <p>7 muster.</p> <p>8 DENIZ: Now he's calling his boss to see if he</p> <p>9 can get permission to arrest us. It's so ridiculous.</p> <p>10 We've been here every year before.</p> <p>11 DEPUTY LASZUK: (Inaudible).</p> <p>12 UNIDENTIFIED SPEAKER: (inaudible).</p> <p>13 PAT: It's just amazing how the police are</p> <p>14 willing to violate rights (inaudible).</p> <p>15 DENIZ: Well, they want to, but hopefully their</p> <p>16 watch commander has a more level head.</p> <p>17 PAT: Amazing. I just don't -- I can't</p> <p>18 fathom --</p> <p>19 DENIZ: They don't love America.</p> <p>20 PAT: They're sworn to uphold the Constitution,</p> <p>21 and they don't even know what the hell it says.</p> <p>22 DENIZ: They don't even care.</p> <p>23 PAT: They don't know what it means.</p> <p>24 DENIZ: They all go along with it, hold the</p> <p>25 blue line.</p>	<p style="text-align: right;">Page 19</p> <p>1 DENIZ: Whatever you're doing.</p> <p>2 PAT: Go ahead and bring your sign up.</p> <p>3 DENIZ: These are all real pictures.</p> <p>4 There's no -- there's no --</p> <p>5 UNIDENTIFIED SPEAKER: Oh, I know.</p> <p>6 DENIZ: They're like, oh, it's not a real</p> <p>7 picture. It's like, Dude, it's a fucking real picture,</p> <p>8 you know?</p> <p>9 (Inaudible).</p> <p>10 UNIDENTIFIED SPEAKER: Good. Yourself? The</p> <p>11 VIP entrance is down there or right here? (Inaudible).</p> <p>12 DENIZ: The flank strap's the worst. Oh, my</p> <p>13 God, the flank strap's awful. That's the only reason</p> <p>14 they buck; it's the only reason. If you go online, you</p> <p>15 can watch videos. As soon as that flank strap comes</p> <p>16 off, they stop bucking.</p> <p>17 Then they did this one article, this guy did an</p> <p>18 article, this is the nicest bull in the world, he only</p> <p>19 bucks because of the fucking flank strap. They did an</p> <p>20 article on it in livestock magazine. That's where we</p> <p>21 got the picture, from the livestock magazine. That's</p> <p>22 where you get your best pictures.</p> <p>23 UNIDENTIFIED SPEAKER: Right.</p> <p>24 DENIZ: From the industry.</p> <p>25 UNIDENTIFIED SPEAKER: How's it going?</p>
<p style="text-align: right;">Page 18</p> <p>1 PAT: The Constitution to them is whatever the</p> <p>2 private property owner -- or whatever the private entity</p> <p>3 says (inaudible).</p> <p>4 DENIZ: Give me a break.</p> <p>5 PAT: It's just amazing.</p> <p>6 DENIZ: So sad for the animals. Very sad for</p> <p>7 the animals.</p> <p>8 Funny thing is before sheriff just came up and</p> <p>9 said everything's fine, now this guy comes up, and now</p> <p>10 all of a sudden he's trying to do some bidding for</p> <p>11 the --</p> <p>12 PAT: The other guy's not here.</p> <p>13 DENIZ: -- rodeo.</p> <p>14 Yeah, he is. He's right behind you.</p> <p>15 PAT: (Inaudible).</p> <p>16 DENIZ: Who knows what kind of lies he's</p> <p>17 telling the watch commander. Oh, they're blocking</p> <p>18 ingress. He just wants to do their bidding. And all</p> <p>19 these other cops just sit along and go along.</p> <p>20 So sad for these poor animals.</p> <p>21 Move over a little more. They all want to</p> <p>22 stand in front of your sign, I think it's kind of rude,</p> <p>23 but I think we just have to move around them.</p> <p>24 Pat, I'll hold this, go ahead.</p> <p>25 PAT: Go ahead, what?</p>	<p style="text-align: right;">Page 20</p> <p>1 (Inaudible).</p> <p>2 DENIZ: He's not allowed to arrest us. He</p> <p>3 tried.</p> <p>4 Oh, no, no. You can't touch him.</p> <p>5 GARY: I'm not touching him.</p> <p>6 DENIZ: You can't touch him.</p> <p>7 UNIDENTIFIED SPEAKER: He came right up to me</p> <p>8 and was pushing me.</p> <p>9 DENIZ: No. No. No. Here, you hold this.</p> <p>10 You hold this.</p> <p>11 Shame on you. Shame on you. Seriously, grow</p> <p>12 up, man. You're too old to act like that.</p> <p>13 UNIDENTIFIED SPEAKER: Don't let her --</p> <p>14 DENIZ: And you are old.</p> <p>15 Shame on him.</p> <p>16 (Inaudible).</p> <p>17 DENIZ: Yeah, the guy -- the guy who's talking</p> <p>18 to the, I don't know, the overweight one, he really</p> <p>19 wanted to arrest us, but he doesn't get to. His watch</p> <p>20 commander has a level head, isn't willing to beat</p> <p>21 constitutional violation of an illegal arrest. You know</p> <p>22 how much it would have cost this county if they would</p> <p>23 have illegally arrested us?</p> <p>24 UNIDENTIFIED SPEAKER: No.</p> <p>25 DENIZ: Hundreds of thousands of dollars.</p>

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<p style="text-align: right;">Page 21</p> <p>1 UNIDENTIFIED SPEAKER: Wow.</p> <p>2 DENIZ: Hundreds of thousands of dollars for</p> <p>3 one time.</p> <p>4 UNIDENTIFIED SPEAKER: Here you go, sir.</p> <p>5 UNIDENTIFIED SPEAKER: No, thank you.</p> <p>6 DENIZ: For one time.</p> <p>7 They talk tough, oh, this is going -- we're not</p> <p>8 going to tell you what's going to happen.</p> <p>9 Screen: "Video 4."</p> <p>10 DEPUTY MAYFIELD: You guys are standing right</p> <p>11 in the middle of this path.</p> <p>12 DENIZ: You've just got a hard-on for us, don't</p> <p>13 you?</p> <p>14 DEPUTY MAYFIELD: No, I don't.</p> <p>15 DENIZ: Yeah, you do.</p> <p>16 DEPUTY MAYFIELD: No, I don't.</p> <p>17 DENIZ: Why are you trying to harass us?</p> <p>18 DEPUTY MAYFIELD: Nobody's harassing you guys.</p> <p>19 DENIZ: Yeah, you are.</p> <p>20 DEPUTY MAYFIELD: I'm just asking you not to</p> <p>21 block egress.</p> <p>22 DENIZ: Nobody's blocking anything. You're so</p> <p>23 full of -- look behind you. There's no one coming.</p> <p>24 DEPUTY MAYFIELD: Ma'am. Ma'am.</p> <p>25 DENIZ: You got to stop harassing, man. What's</p>	<p style="text-align: right;">Page 23</p> <p>1 DENIZ: Look around.</p> <p>2 DEPUTY MAYFIELD: You can't stand here.</p> <p>3 DENIZ: Oh, my God, you don't understand the</p> <p>4 law.</p> <p>5 DEPUTY MAYFIELD: I do understand the law.</p> <p>6 DENIZ: No, you don't. You thought you were</p> <p>7 going to arrest us before. You were wrong then, you're</p> <p>8 wrong now. You're wrong.</p> <p>9 DEPUTY MAYFIELD: Ma'am.</p> <p>10 DENIZ: You need to learn about free speech.</p> <p>11 You need -- you know what, I'm going to write a letter</p> <p>12 telling you deputies, you need to learn -- your</p> <p>13 compadres, I don't know about you, but the white guy, he</p> <p>14 was -- he knew what he was talking about. You should</p> <p>15 learn from him. It's too bad you have seniority over</p> <p>16 him.</p> <p>17 DEPUTY MAYFIELD: No, you're right.</p> <p>18 DENIZ: I'm assuming you do because you're very</p> <p>19 bullish.</p> <p>20 DEPUTY MAYFIELD: All I'm asking -- I'm not --</p> <p>21 nobody's being a bully, ma'am.</p> <p>22 DENIZ: You're very bullish.</p> <p>23 DEPUTY MAYFIELD: Nobody's being bullish. If</p> <p>24 anybody's being bullish, ma'am, it's you. I'm just</p> <p>25 asking --</p>
<p style="text-align: right;">Page 22</p> <p>1 your name?</p> <p>2 DEPUTY MAYFIELD: Deputy Mayfield. Badge 2336.</p> <p>3 DENIZ: Yeah. Mayfield, you've got to stop</p> <p>4 harassing us.</p> <p>5 DEPUTY MAYFIELD: Nobody's harassing you.</p> <p>6 DENIZ: You're going to be out here all</p> <p>7 weekend; this is going to be unpleasant.</p> <p>8 DEPUTY MAYFIELD: You're standing in the middle</p> <p>9 of a walkway.</p> <p>10 DENIZ: No --</p> <p>11 DEPUTY MAYFIELD: All I'm asking you --</p> <p>12 DENIZ: I can stand in the walkway. Didn't</p> <p>13 your watch commander tell you?</p> <p>14 DEPUTY MAYFIELD: No, you cannot. You</p> <p>15 cannot.</p> <p>16 DENIZ: Yes I can.</p> <p>17 DEPUTY MAYFIELD: You cannot, ma'am.</p> <p>18 DENIZ: Okay.</p> <p>19 DEPUTY MAYFIELD: If you're blocking ingress,</p> <p>20 you're blocking the walkway.</p> <p>21 DENIZ: Do you see anyone ingressing?</p> <p>22 DEPUTY MAYFIELD: Ma'am --</p> <p>23 DENIZ: Sir. Sir.</p> <p>24 DEPUTY MAYFIELD: -- it doesn't matter if</p> <p>25 people are here or not.</p>	<p style="text-align: right;">Page 24</p> <p>1 DENIZ: You're harassing me and you're blocking</p> <p>2 my sign. And I'm asking you to stop harassing me. Stop</p> <p>3 harassing me.</p> <p>4 DEPUTY MAYFIELD: Nobody's harassing you.</p> <p>5 DENIZ: You are.</p> <p>6 DEPUTY MAYFIELD: (Inaudible).</p> <p>7 DENIZ: Go away.</p> <p>8 He's funny.</p> <p>9 UNIDENTIFIED SPEAKER: You're funny.</p> <p>10 DENIZ: Yeah. It's funny all right.</p> <p>11 UNIDENTIFIED SPEAKER: Rodeo hurts and injures</p> <p>12 animals. (Inaudible).</p> <p>13 (End of recording.)</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>



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<p>1 Begin File 02. BATES 00016 - Cuvillo-Rowell Ranch Rodeo</p> <p>2 Protest Videos - May 20-2022.mov</p> <p>3 Screen: "Rowell Ranch Rodeo May 20, 2022."</p> <p>4 Screen: "Clip 1."</p> <p>5 PAT: That's funny. Free speech area. Free</p> <p>6 speech area.</p> <p>7 DENIZ: Should I just lie this down?</p> <p>8 PAT: Sure.</p> <p>9 DENIZ: Right here?</p> <p>10 PAT: Yeah. Let me get my fliers on.</p> <p>11 UNIDENTIFIED SPEAKER: Hi, guys. Do you have</p> <p>12 your tickets already? Did you purchase them</p> <p>13 (inaudible).</p> <p>14 PAT: We can put it over there. It's probably</p> <p>15 a better spot.</p> <p>16 DENIZ: That's a better spot.</p> <p>17 PAT: All right. We'll take it over there.</p> <p>18 DENIZ: I think so because that's not --</p> <p>19 PAT: Yeah, because no one's going to use that.</p> <p>20 DENIZ: Yeah.</p> <p>21 PAT: We'll take it over there.</p> <p>22 DENIZ: I knew I shouldn't have dropped that</p> <p>23 down.</p> <p>24 This is not in anyone's way.</p> <p>25 PAT: No. We're going to give out a lot of</p>	<p>1 police come, we'll talk to the police.</p> <p>2 DENIZ: Hey, you can't touch us.</p> <p>3 PAT: You can't touch us.</p> <p>4 DENIZ: You can't touch us.</p> <p>5 PAT: You can't touch us.</p> <p>6 GARY: You're not in the area (inaudible) --</p> <p>7 PAT: Call the police if you think you have a</p> <p>8 right to move us. Just call the police.</p> <p>9 DENIZ: There you go. You'll learn about the</p> <p>10 first amendment, it will be a fun experience.</p> <p>11 GARY: You'll learn about a few other things.</p> <p>12 PAT: Because this is America.</p> <p>13 DENIZ: It's America.</p> <p>14 PAT: Right?</p> <p>15 DENIZ: Be proud to be American, man.</p> <p>16 PAT: Right? Be proud to be American. Be</p> <p>17 proud of our Constitution that protects free speech.</p> <p>18 GARY: And you --</p> <p>19 PAT: Even if you don't agree with that.</p> <p>20 GARY: And you really have to worry about --</p> <p>21 PAT: Even if you don't agree with it.</p> <p>22 DENIZ: Call the police. Don't touch us.</p> <p>23 PAT: Even if you don't agree with the</p> <p>24 protection. That's the beauty of the first amendment.</p> <p>25 DENIZ: That's the beauty of America, free</p>
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<p>1 fliers here anyway.</p> <p>2 DENIZ: Are you man enough to be kind to</p> <p>3 animals? I guess I need this one first.</p> <p>4 PAT: We'll see. All right. There you go.</p> <p>5 DENIZ: All right.</p> <p>6 PAT: Do you want to hold the banner up too, or</p> <p>7 not?</p> <p>8 DENIZ: Sure.</p> <p>9 PAT: What the hell? What did you do? Hold</p> <p>10 that.</p> <p>11 DENIZ: Is it running?</p> <p>12 PAT: Yeah. Hold this.</p> <p>13 DENIZ: Yours is running too. Mine's running</p> <p>14 too.</p> <p>15 This one?</p> <p>16 PAT: Yeah.</p> <p>17 DENIZ: (Inaudible).</p> <p>18 PAT: (Inaudible).</p> <p>19 GARY: If you want to do this, we have an area</p> <p>20 set up for you up there. The free speech area's up</p> <p>21 there, not here.</p> <p>22 PAT: Yeah, you have no -- call the police,</p> <p>23 call the police. You got a problem, call the police.</p> <p>24 GARY: Oh, we do, but take it --</p> <p>25 PAT: We're not going to do that. When the</p>	<p>1 speech.</p> <p>2 PAT: That's right.</p> <p>3 DENIZ: People die for this right.</p> <p>4 GARY: I know --</p> <p>5 DENIZ: You should be ashamed of yourself</p> <p>6 trying to stifle it.</p> <p>7 GARY: I spent 40 years in the army. I know</p> <p>8 about that. Don't even go there.</p> <p>9 DENIZ: Yeah. Shame on you for trying to</p> <p>10 stifle free speech. Shame on you.</p> <p>11 GARY: Oh, you're going to be --</p> <p>12 DENIZ: Come on over, babe. Yeah, they are.</p> <p>13 We're not going to be afraid.</p> <p>14 GARY: And I can block you. I can block you.</p> <p>15 PAT: Is that what you think of free speech?</p> <p>16 Is that what you're afraid of, our speech?</p> <p>17 DENIZ: Is that what you're afraid of?</p> <p>18 PAT: Are you really afraid of it?</p> <p>19 GARY: You don't understand what you're saying</p> <p>20 so --</p> <p>21 PAT: What is that --</p> <p>22 GARY: I'm not going into it.</p> <p>23 PAT: If it's not true, what does that matter</p> <p>24 to you.</p> <p>25 GARY: Because you're spreading false rumors.</p>

## Audio Transcription

<p style="text-align: right;">Page 29</p> <p>1 I'm not going there.</p> <p>2 DENIZ: It's not a rumor, it's fact.</p> <p>3 GARY: Pardon? Yes. Right over there where it</p> <p>4 says free speech.</p> <p>5 UNIDENTIFIED SPEAKER: (Inaudible).</p> <p>6 GARY: Hey, Rory, did you call?</p> <p>7 UNIDENTIFIED SPEAKER: (Inaudible).</p> <p>8 GARY: And that's an altered photo to begin</p> <p>9 with. Yes, it is.</p> <p>10 PAT: No, it's not. Nice try.</p> <p>11 GARY: Yes, it is.</p> <p>12 PAT: Now who's lying? Now who's lying?</p> <p>13 DENIZ: (Inaudible).</p> <p>14 GARY: That is an altered photo.</p> <p>15 PAT: If someone will abuse an animal, they</p> <p>16 won't hesitate to lie about it.</p> <p>17 DENIZ: Yeah, that's what they do.</p> <p>18 PAT: If one will abuse an animal, they won't</p> <p>19 hesitate to lie about it, that's for sure.</p> <p>20 UNIDENTIFIED SPEAKER: (Inaudible).</p> <p>21 GARY: That's what I'm trying to tell them.</p> <p>22 UNIDENTIFIED SPEAKER: (Inaudible) call the</p> <p>23 police.</p> <p>24 PAT: If you think that free speech area is</p> <p>25 legal, go ahead and call the police.</p>	<p style="text-align: right;">Page 31</p> <p>1 GARY: Right now there's two.</p> <p>2 PAT: Stop lying.</p> <p>3 DENIZ: That's what you go to, lies.</p> <p>4 PAT: Because that's all they have are lies.</p> <p>5 DENIZ: All they've got are lies.</p> <p>6 PAT: So they've got to lie.</p> <p>7 DENIZ: It's not cool. They're blocking the</p> <p>8 parking lot.</p> <p>9 GARY: (Inaudible). I mean I'm standing right</p> <p>10 in front of them. One male, one female.</p> <p>11 PAT: Sounds like you're blocking.</p> <p>12 DENIZ: Yeah, you're blocking.</p> <p>13 GARY: (Inaudible).</p> <p>14 PAT: You're standing in front of us and we're</p> <p>15 blocking, sound like you're blocking.</p> <p>16 Screen: "Clip 2."</p> <p>17 PUBLIC SAFETY MGR. HART: Your area, here's the</p> <p>18 map.</p> <p>19 DENIZ: Are you recording, Pat?</p> <p>20 PAT: Yeah.</p> <p>21 DENIZ: Get his name again.</p> <p>22 PAT: Kevin Hart, Kevin Hart you said, right?</p> <p>23 PUBLIC SAFETY MGR. HART: I did say that.</p> <p>24 PAT: It's Kevin heart.</p> <p>25 PUBLIC SAFETY MGR. HART: So here's the</p>
<p style="text-align: right;">Page 30</p> <p>1 UNIDENTIFIED SPEAKER: We're going to call.</p> <p>2 PAT: That's not a legal free speech area.</p> <p>3 GARY: Wait, let me (inaudible).</p> <p>4 DENIZ: You're going to learn what it means to</p> <p>5 have free speech.</p> <p>6 GARY: Do you have them, or you want me to get</p> <p>7 them?</p> <p>8 DENIZ: It's important. That's what</p> <p>9 (inaudible).</p> <p>10 UNIDENTIFIED SPEAKER: (Inaudible). We're not</p> <p>11 denying you that. (Inaudible).</p> <p>12 DENIZ: That's not free speech then.</p> <p>13 GARY: Yes, ma'am, my name is Gary House, I'm</p> <p>14 out here at the Rowell Rodeo grounds, and (inaudible) I</p> <p>15 have some people out here I need to get removed, they</p> <p>16 need to be removed. Because we have a free speech area,</p> <p>17 (inaudible), and they're not -- and they're blocking the</p> <p>18 parking lot, they're blocking the access --</p> <p>19 PAT: We're not blocking anybody.</p> <p>20 DENIZ: Stop lying.</p> <p>21 PAT: Stop lying.</p> <p>22 GARY: And they --</p> <p>23 DENIZ: It's all on video, we're not blocking</p> <p>24 anything.</p> <p>25 PAT: Stop lying.</p>	<p style="text-align: right;">Page 32</p> <p>1 designated area. I'm asking you to go to the designated</p> <p>2 area that's been predesignated and approved, all right?</p> <p>3 Failure to do so, all right, will not be good.</p> <p>4 PAT: What's going to happen if we don't do so?</p> <p>5 PUBLIC SAFETY MGR. HART: Okay?</p> <p>6 PAT: What's going to happen if we don't do</p> <p>7 something?</p> <p>8 PUBLIC SAFETY MGR. HART: You'll have to figure</p> <p>9 that out when it happens.</p> <p>10 PAT: No. No. No. You'll need to tell us</p> <p>11 now. You can't --</p> <p>12 PUBLIC SAFETY MGR. HART: No, I'm not -- I</p> <p>13 don't have any responsibility to tell you that, sir.</p> <p>14 What I have a responsibility to tell you --</p> <p>15 PAT: Are you going to arrest us if we don't go</p> <p>16 there?</p> <p>17 DEPUTY MAYFIELD: You could be arrested</p> <p>18 (inaudible) --</p> <p>19 PAT: I want to know --</p> <p>20 PUBLIC SAFETY MGR. HART: You're in a</p> <p>21 non-designated area.</p> <p>22 PAT: -- because I don't want to be arrested,</p> <p>23 so if you're going to arrest me, I need to know ahead of</p> <p>24 time.</p> <p>25 DEPUTY MAYFIELD: You could be arrested.</p>

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<p style="text-align: right;">Page 33</p> <p>1 PUBLIC SAFETY MGR. HART: Are you the leader, 2 sir? 3 PAT: I don't want to be could be arrested. I 4 want to know ahead of time. 5 DEPUTY MAYFIELD: (Inaudible). 6 PAT: I want to know ahead of time. You need 7 to call your watch commander out here. 8 DEPUTY MAYFIELD: No. 9 PAT: Because we have a free speech right. 10 DENIZ: It will be an illegal arrest. 11 PAT: Let me tell you something. 12 DEPUTY MAYFIELD: Sir -- sir, would you let me 13 explain? 14 PUBLIC SAFETY MGR. HART: Get your hand out of 15 my face. 16 PAT: No, I'm talking to you. 17 DEPUTY MAYFIELD: Let me explain. 18 PAT: I'm talking about my rights. This is a 19 public park, quintessential public forum and the first 20 amendment of our California Constitution, it's open to 21 the public. You can put us in an area if you want, if 22 you have a significant interest. There's no significant 23 interest to put over there. We're not blocking here, 24 there's nothing going on. 25 So if you're willing -- if you're going to</p>	<p style="text-align: right;">Page 35</p> <p>1 I'm not going, I'm not going. Period. 2 PUBLIC SAFETY MGR. HART: Will you let me 3 finish? 4 PAT: I'm not going. I'm not going. You can 5 ask as nice as you want. I do not give up my rights no 6 matter how nicely somebody asks me. 7 DENIZ: (Inaudible). 8 PUBLIC SAFETY MGR. HART: You don't have a 9 right to be -- 10 PAT: I do. 11 PUBLIC SAFETY MGR. HART: -- on this property. 12 PAT: I absolutely do. It's a public park. 13 DENIZ: We come on this property every year. 14 PUBLIC SAFETY MGR. HART: All right? It's a 15 designated area. 16 PAT: It's a public park, quintessential first 17 amendment forum. 18 PUBLIC SAFETY MGR. HART: It has nothing to do 19 with it, sir. 20 PAT: Absolutely. 21 DEPUTY MAYFIELD: This is a private -- 22 PUBLIC SAFETY MGR. HART: Nothing to do with 23 it. 24 PAT: Doesn't matter, it's open to the public. 25 It's a private event open to the public, public park.</p>
<p style="text-align: right;">Page 34</p> <p>1 arrest us, I want to know because I don't want to be 2 arrested. So if you're going to arrest me illegally; I 3 want to know because I don't want to be arrested, and 4 there's none of this maybe, could be, I want you to tell 5 me before, I'm going to arrest you if you don't leave. 6 If you don't tell me that, then there's a big problem. 7 DENIZ: I think they're just messing with you, 8 Pat. 9 DEPUTY MAYFIELD: I'm not required to tell you 10 whether I will or will -- 11 PAT: Yes, you are. Yes, you are. If I'm 12 asking you, you have to. 13 DEPUTY MAYFIELD: Negative. 14 PAT: Yeah. Yes. I'm not moving. If you guys 15 want to go over there, you go ahead. 16 PUBLIC SAFETY MGR. HART: You don't have too 17 much of a choice. 18 PAT: No, I have plenty of choice. 19 PUBLIC SAFETY MGR. HART: I'm asking you 20 nicely. 21 PAT: You can ask all the nice you want. 22 PUBLIC SAFETY MGR. HART: Pat, will you let me 23 finish? 24 PAT: I don't give up my rights because 25 somebody asks nice -- no, you're done, you're finished.</p>	<p style="text-align: right;">Page 36</p> <p>1 Doesn't matter. 2 DEPUTY MAYFIELD: (Inaudible). 3 DENIZ: What happened? (Inaudible). 4 PAT: Doesn't matter. No, does not matter. 5 DEPUTY MAYFIELD: This is a private event. 6 PAT: Look up Six Flags. I just won a 7 lawsuit -- 8 PUBLIC SAFETY MGR. HART: Are you refusing to 9 leave? 10 PAT: Yes, I am. 11 PUBLIC SAFETY MGR. HART: Refusing to leave. 12 Are you refusing to leave? 13 PAT: You can leave if you want. 14 UNIDENTIFIED SPEAKER: What did you say? 15 PAT: I'm not leaving. 16 UNIDENTIFIED SPEAKER: I'm not leaving. 17 PUBLIC SAFETY MGR. HART: Okay. 18 PAT: And if they arrest us, they will be sued 19 for damages. 20 PUBLIC SAFETY MGR. HART: Well, you know, that 21 happens sometimes, but you're going to have to leave. 22 PAT: No. 23 PUBLIC SAFETY MGR. HART: I'm asking you nicely 24 to leave. 25 PAT: You can ask as nice as you want, I don't</p>

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<p style="text-align: right;">Page 37</p> <p>1 give up my rights.</p> <p>2 PUBLIC SAFETY MGR. HART: You don't -- you're</p> <p>3 not giving up any rights.</p> <p>4 PAT: I am. I have a right to be right where I</p> <p>5 am.</p> <p>6 PUBLIC SAFETY MGR. HART: You don't have the</p> <p>7 right to be any place you want.</p> <p>8 PAT: You can keep asking all you want. I'm</p> <p>9 not giving up my rights.</p> <p>10 PUBLIC SAFETY MGR. HART: All right.</p> <p>11 PAT: I'm not giving up my rights.</p> <p>12 PUBLIC SAFETY MGR. HART: Okay.</p> <p>13 PAT: There's just simply no reason for it.</p> <p>14 PUBLIC SAFETY MGR. HART: Are you refusing to</p> <p>15 leave as well, ma'am? I just want to make it clear.</p> <p>16 DENIZ: I'm not leaving.</p> <p>17 I don't block ingress or egress.</p> <p>18 UNIDENTIFIED SPEAKER: (Inaudible)?</p> <p>19 PAT: Yeah, they're in the box over there.</p> <p>20 DENIZ: I just hand out information, and I</p> <p>21 don't want to cause no problems. You're causing a</p> <p>22 problem.</p> <p>23 PUBLIC SAFETY MGR. HART: You're not in the</p> <p>24 designated area.</p> <p>25 PAT: Doesn't matter. Designated area is not a</p>	<p style="text-align: right;">Page 39</p> <p>1 private property owner -- or whatever the private entity</p> <p>2 says is their rights. It's just amazing.</p> <p>3 DENIZ: So sad for the animals. Very sad for</p> <p>4 the animals.</p> <p>5 Funny thing is the before sheriff just came up</p> <p>6 and said everything's fine. Now this guy comes up and</p> <p>7 now all of a sudden he's trying to do some bidding for</p> <p>8 the rodeo.</p> <p>9 PAT: And the other guy's not here.</p> <p>10 DENIZ: Yeah, he is. He's right behind you.</p> <p>11 PAT: Yeah. Yeah. Yeah.</p> <p>12 DENIZ: Who knows what kind of lies he's</p> <p>13 telling the watch commander. Oh, they're blocking</p> <p>14 ingress.</p> <p>15 He just wants to do their bidding, and all</p> <p>16 these other cops just sit along and go along.</p> <p>17 So sad for these poor animals.</p> <p>18 UNIDENTIFIED SPEAKER: For just putting a sign</p> <p>19 around my neck?</p> <p>20 PAT: What's that?</p> <p>21 UNIDENTIFIED SPEAKER: This thing is --</p> <p>22 PAT: Yeah, that's for putting on the sign, you</p> <p>23 hook it on the sign. Signs are over there.</p> <p>24 DENIZ: They all want to stand in front of your</p> <p>25 sign. I think that's kind of rude, but I guess we'll</p>
<p style="text-align: right;">Page 38</p> <p>1 legal free speech area. It's unconstitutional.</p> <p>2 PUBLIC SAFETY MGR. HART: All right.</p> <p>3 PAT: Not going to pass constitutional muster.</p> <p>4 DENIZ: Now he's calling his boss to see if we</p> <p>5 can get permission to arrest us.</p> <p>6 PAT: Yeah.</p> <p>7 DENIZ: We're getting so ridiculous. We've</p> <p>8 been here every year before.</p> <p>9 PAT: It's just amazing how the police are</p> <p>10 willing to violate rights to protect private</p> <p>11 interests.</p> <p>12 DENIZ: Well, they want to, but hopefully their</p> <p>13 watch commander has a more level head.</p> <p>14 PAT: It's just -- it's just amazing. It's</p> <p>15 just amazing. I just can't -- I can't fathom it.</p> <p>16 DENIZ: They don't love America.</p> <p>17 PAT: It's like they've sworn to uphold the</p> <p>18 Constitution and they don't even know what the hell it</p> <p>19 says.</p> <p>20 DENIZ: They don't even care.</p> <p>21 PAT: They don't even know what it means.</p> <p>22 DENIZ: They all go --</p> <p>23 PAT: It's ridiculous.</p> <p>24 DENIZ: -- along with it, hold the blue line.</p> <p>25 PAT: The Constitution to them is whatever the</p>	<p style="text-align: right;">Page 40</p> <p>1 just have to move around them.</p> <p>2 UNIDENTIFIED SPEAKER: How do you --</p> <p>3 PAT: Here. Hold that for a minute. Pop it</p> <p>4 open like this.</p> <p>5 DENIZ: Pat, I'll hold this. Go ahead.</p> <p>6 PAT: Go ahead what?</p> <p>7 DENIZ: Whatever you're doing.</p> <p>8 UNIDENTIFIED SPEAKER: Go ahead and bring your</p> <p>9 sign up.</p> <p>10 UNIDENTIFIED SPEAKER: Thank you, Pat.</p> <p>11 DENIZ: The flank strap (inaudible). The flank</p> <p>12 strap (inaudible). That's the only reason they buck.</p> <p>13 That's the only reason (inaudible). If you go online</p> <p>14 (inaudible) flank strap (inaudible) not bucking.</p> <p>15 Then they did this one article, this guy did an</p> <p>16 article (inaudible). (Inaudible) in livestock magazine.</p> <p>17 That's where we got the picture. The livestock</p> <p>18 magazine. That's where you get your best pictures, from</p> <p>19 the industry.</p> <p>20 UNIDENTIFIED SPEAKER: How's it going?</p> <p>21 DENIZ: He's not allowed to arrest us. He</p> <p>22 tried.</p> <p>23 Oh, no, no. You can't touch him. You can't</p> <p>24 touch him.</p> <p>25 UNIDENTIFIED SPEAKER: He came right up to me</p>



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<p style="text-align: right;">Page 41</p> <p>1 and he pushed me.</p> <p>2 DENIZ: No, no, no. Here, you hold this. You</p> <p>3 hold this.</p> <p>4 Shame on you. Shame on you. Seriously</p> <p>5 (inaudible).</p> <p>6 PAT: Robin, can you pull your side taught</p> <p>7 more? There you go. Just keep it readable.</p> <p>8 ROBIN: Okay.</p> <p>9 PAT: Thanks.</p> <p>10 In a normal relationship, we wouldn't want any</p> <p>11 tension between us, but in a banner-holding</p> <p>12 relationship, we want as much tension as possible.</p> <p>13 ROBIN: Okay.</p> <p>14 PAT: Only can use it on the banner.</p> <p>15 UNIDENTIFIED SPEAKER: Would it be easier for</p> <p>16 you if I hold the banner so you can (inaudible)?</p> <p>17 PAT: No. No. I'm good. But if you want to</p> <p>18 hold it for her, that's fine.</p> <p>19 UNIDENTIFIED SPEAKER: Yeah, (inaudible).</p> <p>20 PAT: I knew that big cop was an asshole from</p> <p>21 the get-go. The tall guy.</p> <p>22 UNIDENTIFIED SPEAKER: This one with his back</p> <p>23 to us right here, he's actually really nice.</p> <p>24 PAT: Yeah. Yeah. He was nice. He was the</p> <p>25 guy who initially talked to us, but the big guy, I knew</p>	<p style="text-align: right;">Page 43</p> <p>1 PAT: And I'm on -- we got the court to say we</p> <p>2 have a right to be on that property.</p> <p>3 UNIDENTIFIED SPEAKER: What were you doing at</p> <p>4 Six Flags.</p> <p>5 PAT: Lease footing.</p> <p>6 UNIDENTIFIED SPEAKER: For --</p> <p>7 PAT: For the dolphins and the animal park, not</p> <p>8 the rides.</p> <p>9 UNIDENTIFIED SPEAKER: Right. Of course, they</p> <p>10 have the rides.</p> <p>11 PAT: Yeah, we'd be glad to have people just go</p> <p>12 on the rides.</p> <p>13 UNIDENTIFIED SPEAKER: Those people are jerks</p> <p>14 out there.</p> <p>15 PAT: They wouldn't win this lawsuit if they</p> <p>16 arrest us.</p> <p>17 UNIDENTIFIED SPEAKER: No. And I just assumed</p> <p>18 (inaudible).</p> <p>19 PAT: I don't want to be arrested. That's why</p> <p>20 I asked him. Tell me if you're going to arrest me,</p> <p>21 because I'll leave.</p> <p>22 UNIDENTIFIED SPEAKER: And if they're going to</p> <p>23 arrest you for something like this, it would probably be</p> <p>24 the nicest thing to get arrested for.</p> <p>25 PAT: I wouldn't count on it.</p>
<p style="text-align: right;">Page 42</p> <p>1 the big guy was a jerk from the get-go.</p> <p>2 UNIDENTIFIED SPEAKER: The guy that's actually</p> <p>3 facing this way.</p> <p>4 PAT: Yeah, he was nice. He was the guy who</p> <p>5 initially talked to us.</p> <p>6 UNIDENTIFIED SPEAKER: (Inaudible).</p> <p>7 PAT: But the big guy, I knew, right off the</p> <p>8 back he had a hard-on to arrest us, to do something.</p> <p>9 UNIDENTIFIED SPEAKER: Well, there's nothing</p> <p>10 they can really do.</p> <p>11 PAT: Well, he could. He could technically</p> <p>12 arrest us, then we file a lawsuit.</p> <p>13 UNIDENTIFIED SPEAKER: It's freedom of -- well,</p> <p>14 it's freedom -- it's like freedom of speech.</p> <p>15 PAT: It is, we have a right.</p> <p>16 UNIDENTIFIED SPEAKER: And --</p> <p>17 PAT: But they can still arrest you.</p> <p>18 UNIDENTIFIED SPEAKER: (inaudible) rodeo</p> <p>19 grounds started (inaudible).</p> <p>20 PAT: That's right. This is all open to the</p> <p>21 public. Anybody can walk up here without a ticket or</p> <p>22 anything.</p> <p>23 But I just recently won a lawsuit against Six</p> <p>24 Flags, which is privately owned property.</p> <p>25 UNIDENTIFIED SPEAKER: Right.</p>	<p style="text-align: right;">Page 44</p> <p>1 UNIDENTIFIED SPEAKER: Well, like I say, at</p> <p>2 least it would be for a good cause.</p> <p>3 PAT: Oh, right. Right. Right. I see what</p> <p>4 you're saying, yeah.</p> <p>5 UNIDENTIFIED SPEAKER: That's (inaudible)</p> <p>6 saying it would be for --</p> <p>7 PAT: Yeah. Yeah.</p> <p>8 UNIDENTIFIED SPEAKER: -- something righteous.</p> <p>9 PAT: Well, if they did arrest us, it would be</p> <p>10 illegal, and we would file a lawsuit. And everyone</p> <p>11 would be entitled to damages.</p> <p>12 UNIDENTIFIED SPEAKER: (Inaudible) they don't</p> <p>13 want to cause any problems.</p> <p>14 DEPUTY MAYFIELD: All right. So what we're</p> <p>15 going to ask and require -- you guys can all come over</p> <p>16 here so you can hear me, please.</p> <p>17 DENIZ: I can hear you.</p> <p>18 DEPUTY MAYFIELD: -- is to stay out of the</p> <p>19 walkway so you're not blocking ingress and egress.</p> <p>20 PAT: We know that's what we're doing.</p> <p>21 DEPUTY MAYFIELD: Yeah, sir, you keep standing</p> <p>22 in the middle of the walkway.</p> <p>23 UNIDENTIFIED SPEAKER: That's where the people</p> <p>24 are, I'm handing them leaflets.</p> <p>25 PAT: He's not blocking anybody.</p>

## Audio Transcription

<p style="text-align: right;">Page 45</p> <p>1 DEPUTY MAYFIELD: (Inaudible) I need you to 2 stand off the walkway. 3 PAT: He's not blocking anybody, you know that. 4 You're just want to make a problem. 5 DEPUTY MAYFIELD: No. 6 PAT: I knew from the get-go when you walked up 7 you had that energy. 8 DEPUTY MAYFIELD: Sir. Sir. 9 PAT: So we're not blocking anybody. 10 DEPUTY MAYFIELD: I have nothing but positive 11 energy. 12 PAT: No, you do not. 13 DEPUTY MAYFIELD: (Inaudible). 14 PAT: You do not. I saw you from the get-go. 15 The other guy was nice, and you had this energy like -- 16 DEPUTY MAYFIELD: You don't even know me. 17 PAT: I know you because I've met cops like you 18 so many times and filed lawsuits against cops like you. 19 I know you like the back of my hand. 20 DEPUTY MAYFIELD: Okay. Sir, stay out of the 21 walkway, please, okay? Don't block anybody. Don't step 22 in front of anybody because now you're blocking their 23 entrance. 24 PAT: You weren't blocking anybody. 25 UNIDENTIFIED SPEAKER: I wasn't blocking</p>	<p style="text-align: right;">Page 47</p> <p>1 gift. 2 UNIDENTIFIED SPEAKER: Yeah. Actually, 3 (inaudible) this guy right here -- 4 PAT: Yeah, he was really nice. 5 UNIDENTIFIED SPEAKER: He's the one that's 6 walking right there. 7 PAT: Yeah. 8 UNIDENTIFIED SPEAKER: (Inaudible) trying to 9 figure out if there's somewhere I could take a leak. 10 PAT: He's the one who initially talked to us. 11 And he was nice. He was you guys, don't block them. 12 But I knew that other guy had an attitude. I knew he 13 did, I could tell. 14 UNIDENTIFIED SPEAKER: (Inaudible). 15 PAT: Here, hold this one. Hold this one so I 16 can video record. 17 UNIDENTIFIED SPEAKER: All right. 18 PAT: I just want to video record. 19 DENIZ: (Inaudible). 20 UNIDENTIFIED SPEAKER: (Inaudible) cattle 21 ranch, (inaudible) talk to other people because you guys 22 are just you're harassing people. 23 (Inaudible). 24 DENIZ: Very sad for the animals. 25 UNIDENTIFIED SPEAKER: (Inaudible). Rodeo's</p>
<p style="text-align: right;">Page 46</p> <p>1 anybody. 2 DEPUTY MAYFIELD: You can hand them fliers all 3 you want -- 4 PAT: You weren't blocking anybody. He's not 5 blocking anybody. 6 DEPUTY MAYFIELD: -- you guys can talk all you 7 want -- 8 PAT: As long as you don't block anybody you're 9 fine, we never block anybody. 10 DEPUTY MAYFIELD: -- (inaudible). 11 UNIDENTIFIED SPEAKER: So if you stand to the 12 side of them and hand them but don't like stand directly 13 in front of them -- 14 DEPUTY MAYFIELD: Just don't stand directly in 15 front of them, and if you can, please stay out of the 16 walkway. That's all we're asking. 17 UNIDENTIFIED SPEAKER: Because you can't force 18 them to take a leaflet, you can only put it in front of 19 them or hand it to them. 20 PAT: That's right. You just offer it to them, 21 if they take it they take it, if they don't, they don't. 22 Unfortunately, we can't force people to be kind. 23 UNIDENTIFIED SPEAKER: No, you can't make 24 people be good people, can you? 25 PAT: No, we can't. Wouldn't that be a great</p>	<p style="text-align: right;">Page 48</p> <p>1 this. Nobody's raising cattle -- 2 DENIZ: Right. God didn't make animals 3 (inaudible). 4 UNIDENTIFIED SPEAKER: Rodeo animals are a very 5 different thing. I'm an evolutionist, okay? So the 6 only reason -- 7 PAT: He's an evolutionist. 8 UNIDENTIFIED SPEAKER: -- (inaudible). 9 DENIZ: So that makes it okay to torture 10 them. 11 UNIDENTIFIED SPEAKER: No, they would not exist 12 (inaudible). 13 PAT: Well, evolve. 14 DENIZ: Well, if they don't exist, then you 15 couldn't torture them. Works for me. 16 UNIDENTIFIED SPEAKER: That's (inaudible). 17 DENIZ: (Inaudible). 18 UNIDENTIFIED SPEAKER: If you stopped to 19 breeding -- 20 DENIZ: That's right. Then you don't have them 21 to torture. 22 PAT: I -- I -- I appreciate that you're an 23 evolutionist. And you know what we are, we're evolved 24 humans. So as an evolutionist, you should look at 25 evolving too.</p>

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<p style="text-align: right;">Page 49</p> <p>1 UNIDENTIFIED SPEAKER: You know, you know --</p> <p>2 PAT: You should evolve. This is where humans</p> <p>3 are going.</p> <p>4 UNIDENTIFIED SPEAKER: -- you're designed to be</p> <p>5 an omnivore.</p> <p>6 PAT: No, it's not.</p> <p>7 UNIDENTIFIED SPEAKER: Yes, it is.</p> <p>8 PAT: It's actually not. No.</p> <p>9 UNIDENTIFIED SPEAKER: Tell that to the eskimos</p> <p>10 who don't eat anything --</p> <p>11 PAT: Just because they eat meat doesn't mean</p> <p>12 it's designed. That doesn't mean it's designed.</p> <p>13 UNIDENTIFIED SPEAKER: It's not designed, it's</p> <p>14 evolved.</p> <p>15 PAT: Humans adapt to wherever they live. It's</p> <p>16 not designed to be eating meat. It's not designed by</p> <p>17 that.</p> <p>18 Let me tell you something. We don't have</p> <p>19 canines like dogs and cats.</p> <p>20 UNIDENTIFIED SPEAKER: We don't. We have -- we</p> <p>21 have classic --</p> <p>22 PAT: (Inaudible) back and forth for chewing.</p> <p>23 Our intestines are 13 times the length of our body. An</p> <p>24 omnivore's intestines are 3 times the length of their</p> <p>25 body.</p>	<p style="text-align: right;">Page 51</p> <p>1 allowed to video.</p> <p>2 PAT: It is a county park. I am allowed to</p> <p>3 video. It is part of free speech.</p> <p>4 UNIDENTIFIED SPEAKER: Animals die from</p> <p>5 injuries received here.</p> <p>6 PAT: Hey. Hey. Hi, Margo, how are you?</p> <p>7 MARGO: Oh, it's so good to see you. It's been</p> <p>8 so long.</p> <p>9 PAT: I know. Good to see you.</p> <p>10 MARGO: Thanks for organizing.</p> <p>11 PAT: Yeah. Yeah. We had a bit of a problem</p> <p>12 with the police, but everything's ironed out. That's</p> <p>13 why I'm video recording.</p> <p>14 When we came out, well, the rodeo people came</p> <p>15 up to us as first because it was just Deniz and I of</p> <p>16 course. And they said, oh, we've got a free speech area</p> <p>17 over there.</p> <p>18 MARGO: Oh, uh-huh.</p> <p>19 PAT: And we said, no, that's fine. We're not</p> <p>20 going to go. And we said, call the police.</p> <p>21 They were going to -- you know, they were</p> <p>22 getting kind of huffy about it. We said, call the</p> <p>23 police, (inaudible). So they called the police.</p> <p>24 The police came out, these four cops here. And</p> <p>25 the thin one there, the second tallest and the thin one</p>
<p style="text-align: right;">Page 50</p> <p>1 UNIDENTIFIED SPEAKER: We changed because we</p> <p>2 developed fire, fire and cooking.</p> <p>3 PAT: We have a (inaudible).</p> <p>4 UNIDENTIFIED SPEAKER: I love this because you</p> <p>5 guys -- I'm occupying your time.</p> <p>6 PAT: Because meat goes in quickly and it</p> <p>7 purifies, and so it's designed to get it out quickly.</p> <p>8 But ours is designed to ferment.</p> <p>9 UNIDENTIFIED SPEAKER: No. No. (Inaudible)</p> <p>10 and fire is the reason why.</p> <p>11 PAT: Fire is the only reason we started eating</p> <p>12 meat, because otherwise we couldn't eat raw meat.</p> <p>13 UNIDENTIFIED SPEAKER: No, we did.</p> <p>14 (Inaudible).</p> <p>15 PAT: No, we (inaudible).</p> <p>16 (Inaudible).</p> <p>17 Screen: "Clip 3."</p> <p>18 BRIAN: Sir, there's no videoing. You can't --</p> <p>19 you're not allowed to video on the rodeo grounds.</p> <p>20 PAT: That's good. It's a county park.</p> <p>21 BRIAN: It's not a county park.</p> <p>22 PAT: It is a county park. And you're leasing</p> <p>23 it. It's a county park. It's a quintessential public</p> <p>24 forum.</p> <p>25 BRIAN: It's not a county park and you're not</p>	<p style="text-align: right;">Page 52</p> <p>1 on the right, he came over and he was really nice. He</p> <p>2 said, you know, as long as you don't block (inaudible).</p> <p>3 We stood over here for a while talking when they came</p> <p>4 up. But that tall one, I knew he was an asshole.</p> <p>5 MARGO: How did you --</p> <p>6 PAT: Oh, I can tell. I deal with so many</p> <p>7 cops. Because after the thin one talks, he goes -- he</p> <p>8 goes, as long as you don't -- you know he had to repeat</p> <p>9 everything.</p> <p>10 Anyway, so then they went back in and they</p> <p>11 pow-wow'd. And then he came out, the rodeo guy. And he</p> <p>12 said -- this guy, this guy in the black shirt. And he</p> <p>13 said, we have a free speech area, and if you don't go</p> <p>14 over there. I said, well, what will happen if I don't</p> <p>15 go over there? He said, you'll find out. I said, no, I</p> <p>16 want to know what will happen. I don't want to be</p> <p>17 arrested. If I'm going to be arrested, I want to know,</p> <p>18 and I'll leave. And I said to the officer, I want to</p> <p>19 know if you're going to arrest me. He goes, well,</p> <p>20 maybe. And I said, no, I don't want a maybe, I want to</p> <p>21 know. Because I don't want to be arrested, so</p> <p>22 (inaudible).</p> <p>23 So he -- I said, you better call your watch</p> <p>24 commander. So he did end up calling his watch</p> <p>25 commander.</p>

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<p style="text-align: right;">Page 53</p> <p>1 Then they came over to us and said, as long as</p> <p>2 you don't block, and this tall guy's talking. It's</p> <p>3 like, we know, we're not blocking. You've been watching</p> <p>4 us.</p> <p>5 They just got to act like they're in charge.</p> <p>6 It's just -- it's just -- I mean I didn't realize we</p> <p>7 were going to have to deal with that because we've been</p> <p>8 coming out here, but I guess the COVID thing put a break</p> <p>9 on it, there was a break.</p> <p>10 MARGO: Oh, yeah, there was a (inaudible)</p> <p>11 break.</p> <p>12 PAT: Yeah, so they might have thought, oh,</p> <p>13 maybe we can get them now.</p> <p>14 MARGO: You know your rights.</p> <p>15 PAT: Yeah, we know our -- and they said, are</p> <p>16 you going to move? I said, no, I'm not moving. And</p> <p>17 everybody wouldn't move. And I thought, (inaudible)</p> <p>18 everyone, you know. I thought, that's pretty good.</p> <p>19 Because if they would have arrested me, I would have</p> <p>20 sued them.</p> <p>21 MARGO: You would have what?</p> <p>22 PAT: I would have sued them.</p> <p>23 MARGO: Oh.</p> <p>24 PAT: I know my rights, and this is a violation</p> <p>25 of my rights to try to put me over there in a box away</p>	<p style="text-align: right;">Page 55</p> <p>1 MARGO: Oh, uh-huh, uh-huh.</p> <p>2 Screen: "Clip 4."</p> <p>3 DENIZ: I can stand in a walkway. (Inaudible)</p> <p>4 yes, I can.</p> <p>5 DEPUTY MAYFIELD: (Inaudible).</p> <p>6 DENIZ: Do you see anyone ingressing? Sir.</p> <p>7 Sir. Look around.</p> <p>8 DEPUTY MAYFIELD: (Inaudible).</p> <p>9 DENIZ: No, you don't. You thought you were</p> <p>10 going to arrest me before; you were wrong then, you're</p> <p>11 wrong now. You're wrong.</p> <p>12 You need to learn (inaudible). You know, I'm</p> <p>13 going to write a letter (inaudible) you need to learn</p> <p>14 (inaudible). The white guy he was -- (inaudible).</p> <p>15 DEPUTY MAYFIELD: (Inaudible).</p> <p>16 DENIZ: I'm assuming (inaudible) because you're</p> <p>17 very bullish.</p> <p>18 DEPUTY MAYFIELD: (Inaudible).</p> <p>19 DENIZ: You're very bullish. (Inaudible).</p> <p>20 You're blocking my sign. (Inaudible).</p> <p>21 DEPUTY MAYFIELD: (Inaudible).</p> <p>22 DENIZ: You are.</p> <p>23 DEPUTY MAYFIELD: Pat.</p> <p>24 PAT: What?</p> <p>25 DEPUTY MAYFIELD: All I'm asking is that they</p>
<p style="text-align: right;">Page 54</p> <p>1 from everybody, you know, calling it a free expression</p> <p>2 zone, free speech.</p> <p>3 MARGO: Is it the corner?</p> <p>4 PAT: It's right -- just right over this just</p> <p>5 right up there, the first spot as you turn right into</p> <p>6 the block.</p> <p>7 MARGO: Oh, I see.</p> <p>8 PAT: Right next to that tree. So basically,</p> <p>9 no, you can't approach because you're not (inaudible).</p> <p>10 MARGO: (Inaudible) good job on that.</p> <p>11 PAT: Well, the lady contacted me.</p> <p>12 MARGO: Oh, wow.</p> <p>13 PAT: Avery. So I guess -- because I said to</p> <p>14 Matthew (inaudible), who is usually the contact or the</p> <p>15 liaison, and I guess she's the new liaison. So he must</p> <p>16 have contacted her and she contacted me and said, yeah,</p> <p>17 that would be great, so she did that.</p> <p>18 MARGO: And have the other events had more</p> <p>19 people or how's it been --</p> <p>20 PAT: The only event so far was the parade.</p> <p>21 MARGO: Oh, yeah.</p> <p>22 PAT: Last week. Which I had a bit of an issue</p> <p>23 with, because I didn't feel like we were effective, I</p> <p>24 thought it was -- you know, most of the people at the</p> <p>25 parade aren't going to the rodeo.</p>	<p style="text-align: right;">Page 56</p> <p>1 don't block the bathroom.</p> <p>2 PAT: They're not blocking the bathroom.</p> <p>3 DEPUTY MAYFIELD: They are, sir.</p> <p>4 PAT: No one's blocking the bathroom.</p> <p>5 DEPUTY MAYFIELD: People (inaudible).</p> <p>6 PAT: (Inaudible) go try and get in that</p> <p>7 bathroom. Look, I'll go over, I'll go in that bathroom.</p> <p>8 You watch me.</p> <p>9 DEPUTY MAYFIELD: Listen. Listen.</p> <p>10 PAT: You watch me. Nobody's blocking.</p> <p>11 DEPUTY MAYFIELD: I'm just trying to talk to</p> <p>12 you.</p> <p>13 PAT: I know, but you're saying something</p> <p>14 that's not real.</p> <p>15 DEPUTY MAYFIELD: No.</p> <p>16 PAT: You're not talking about reality.</p> <p>17 DEPUTY MAYFIELD: Do you not see people having</p> <p>18 to divert around them --</p> <p>19 PAT: So what? That's free speech.</p> <p>20 DEPUTY MAYFIELD: -- everywhere they go?</p> <p>21 PAT: That's free speech.</p> <p>22 DEPUTY MAYFIELD: You can't stand in the middle</p> <p>23 of a street and have cars divert around you, can you?</p> <p>24 PAT: If I stand -- you know what, if those</p> <p>25 people are standing -- look at those guys behind them</p>



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<p style="text-align: right;">Page 57</p> <p>1 standing there. People are going to have to divert  2 around them. So what? So what if people have to walk  3 around? That's not against the law that when you don't  4 have free speech people have to walk around you.  5 In fact, if you read the case law, they say,  6 people have to walk around you. One person standing  7 here just means another person has no walk around them.  8 It's one more person there. That's the case law. So  9 what if somebody -- I mean what's your problem?  10 DEPUTY MAYFIELD: I don't have a problem.  11 PAT: You certainly sound like it.  12 DEPUTY MAYFIELD: I don't at all.  13 PAT: So what if somebody -- look at those  14 people. Now someone's got to walk around them. Are you  15 going to tell them to move?  16 DEPUTY MAYFIELD: They're getting tickets.  17 PAT: So what? So what's the difference?  18 DEPUTY MAYFIELD: What do you mean so what?  19 PAT: So what? You're saying free speech is  20 less value than somebody getting a ticket?  21 DEPUTY MAYFIELD: Not at all.  22 PAT: Then what are you complaining about Deniz  23 for? What's the problem?  24 DEPUTY MAYFIELD: Nobody's complaining. I'm  25 simply asking to keep a clear pathway so people can</p>	<p style="text-align: right;">Page 59</p> <p>1 DEPUTY MAYFIELD: I'm not making a problem.  2 PAT: You are. You're making it like there's a  3 problem. There's no problem.  4 DEPUTY MAYFIELD: I'm receiving complaints that  5 they're standing in the middle of the walkway.  6 PAT: So what? They're not blocking. You can  7 stand wherever you want as long as you don't block.  8 DEPUTY MAYFIELD: Okay. So if there's --  9 PAT: There's no law against standing --  10 DEPUTY MAYFIELD: So if there's an emergency  11 and people start running, running them over --  12 PAT: Who's going to run them over? Come on  13 now. Now you're being ridiculous. If there's an  14 emergency, you know what, we can move just like they can  15 move. We're mobile. See. You're trying to make it  16 like free speech people are doing something --  17 DEPUTY MAYFIELD: Not at all.  18 PAT: You are.  19 DEPUTY MAYFIELD: No.  20 PAT: This has all been done, decided in court.  21 I mean if you read case law, they've always made these  22 arguments. Oh, they're blocking because they're  23 standing there, people have to walk around them. They  24 say, so what? It's just like one more person standing  25 there who's buying a ticket. It's no big deal. That's</p>
<p style="text-align: right;">Page 58</p> <p>1 (inaudible).  2 PAT: It's clear. People can get in now. Look  3 at them, going in and out. No one's blocked. There's  4 no backup here because nobody's blocked.  5 We've been -- I'm telling you, we've been doing  6 this for almost 40 years. We don't block anybody. If  7 we want to block somebody, you would know it, I  8 guarantee you would know it and you would arrest us.  9 We're not here to block anybody, we're not blocking  10 anybody.  11 DEPUTY MAYFIELD: All I'm asking you to do is  12 work with us.  13 PAT: We're not doing anything.  14 DEPUTY MAYFIELD: All I'm asking is a simple  15 request that they don't stand in the middle of the  16 walkway.  17 PAT: As long as you're not blocking, it's not  18 a problem.  19 DEPUTY MAYFIELD: It's not that hard. It's not  20 that hard.  21 PAT: It's not a problem.  22 DEPUTY MAYFIELD: It's not that hard.  23 PAT: Exactly, as long as you're not blocking,  24 it's not a problem. There's no problem. You're making  25 a problem where there's no --</p>	<p style="text-align: right;">Page 60</p> <p>1 what it is.  2 In Kuba. Read "Kuba v. 1-A Agricultural."  3 It's about the Grand National Rodeo. Kuba, 2004, Ninth  4 Circuit case. Read that one. That's a good one to  5 read. It's really good for free speech. Kuba, K-u-b-a.  6 DEPUTY MAYFIELD: Perfect.  7 PAT: K-u-b-a.  8 If you look on Google and Legal Scholar, anyone  9 can get there, just put in "Kuba," and that one will  10 probably come up.  11 DEPUTY MAYFIELD: Okay. I'll read it.  12 PAT: Read that one.  13 DEPUTY MAYFIELD: I will.  14 PAT: Are you going to be hear all weekend?  15 DEPUTY MAYFIELD: No.  16 PAT: Oh.  17 DEPUTY MAYFIELD: You guys (inaudible).  18 PAT: Are any of the police officers going to  19 be here all weekend?  20 DEPUTY MAYFIELD: You mean the ones that are  21 with me?  22 PAT: Yeah.  23 DEPUTY MAYFIELD: I'm not sure.  24 PAT: Okay. Because typically you guys  25 probably work during the week and then you -- other</p>

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<p style="text-align: right;">Page 61</p> <p>1 people on the weekend.</p> <p>2 DEPUTY MAYFIELD: We work a lot.</p> <p>3 PAT: Do you get overtime coming here?</p> <p>4 DEPUTY MAYFIELD: Sometimes.</p> <p>5 PAT: Sometimes.</p> <p>6 DEPUTY MAYFIELD: I adjusted my schedule.</p> <p>7 All we want is peace.</p> <p>8 PAT: That's all we want. We really -- we're</p> <p>9 not here to cause trouble. I mean you can see that.</p> <p>10 DEPUTY MAYFIELD: I know you're not. I know</p> <p>11 you're not.</p> <p>12 PAT: We're just here to offer fliers and hold</p> <p>13 signs.</p> <p>14 DEPUTY MAYFIELD: That's why you and I are just</p> <p>15 having a conversation. That's all it is.</p> <p>16 PAT: We're just having a conversation. That's</p> <p>17 good.</p> <p>18 Your name is again?</p> <p>19 DEPUTY MAYFIELD: Deputy Mayfield.</p> <p>20 PAT: Mayfield.</p> <p>21 My name is Pat, as you know.</p> <p>22 DEPUTY MAYFIELD: I heard her --</p> <p>23 PAT: You called me Pat.</p> <p>24 I mean, like I say, we have no interest in</p> <p>25 blocking people. Some groups do, but we don't. That's</p>	<p style="text-align: right;">Page 63</p> <p>1 PAT: That's right. That's right. That's like</p> <p>2 the most important amendment in my opinion.</p> <p>3 DEPUTY MAYFIELD: Uh-huh. Well, they're all</p> <p>4 important, but yeah.</p> <p>5 PAT: Well, let me tell you this: If you got</p> <p>6 rid of the first amendment, you'd have no way of getting</p> <p>7 it back per the Constitution. But if you got rid of</p> <p>8 all --</p> <p>9 DEPUTY MAYFIELD: I think that's -- I think</p> <p>10 that's true for probably 95 percent of them.</p> <p>11 PAT: No, if you got rid of all the other</p> <p>12 amendments, you have free speech to get them back. You</p> <p>13 can petition your government to get those amendments in</p> <p>14 there. But free speech, you get rid of that one,</p> <p>15 there's no way to get it back. It's gone. Gone</p> <p>16 forever. That's why I think it's the most important</p> <p>17 amendment.</p> <p>18 DEPUTY MAYFIELD: That's a valid point.</p> <p>19 PAT: Yeah. But, you know --</p> <p>20 DEPUTY MAYFIELD: It's a valid point.</p> <p>21 PAT: -- I'm very pro Constitution.</p> <p>22 DEPUTY MAYFIELD: As are we.</p> <p>23 PAT: Yeah. I mean it's what makes -- in my</p> <p>24 opinion it's what makes our country great. Without the</p> <p>25 Constitution, I mean I can't think of what we'd have,</p>
<p style="text-align: right;">Page 62</p> <p>1 not our thing.</p> <p>2 DEPUTY MAYFIELD: It's just when I'm getting</p> <p>3 complaints because I see people having -- when they're</p> <p>4 walking and they've got to go around --</p> <p>5 PAT: I'll tell you something, wherever we</p> <p>6 are --</p> <p>7 DEPUTY MAYFIELD: -- (inaudible) that's it.</p> <p>8 PAT: -- you'll get complaints because people</p> <p>9 don't like our message, that's what the problem is.</p> <p>10 They don't like our message. But that's okay if they</p> <p>11 don't like our message. But as long as we're not</p> <p>12 blocking, you can't complain about us, our message, you</p> <p>13 know.</p> <p>14 DEPUTY MAYFIELD: That's all I'm asking. Just</p> <p>15 don't block people --</p> <p>16 PAT: And that's the beauty of free speech.</p> <p>17 DEPUTY MAYFIELD: -- of walking in and out.</p> <p>18 PAT: You know, even though it's a message you</p> <p>19 don't like, you can't restrict it. And it cuts both</p> <p>20 ways. You know, messages I don't like, I can't restrict</p> <p>21 those either.</p> <p>22 DEPUTY MAYFIELD: Hundred percent.</p> <p>23 PAT: But that's the beauty of free speech.</p> <p>24 DEPUTY MAYFIELD: That's why we have</p> <p>25 amendments, right?</p>	<p style="text-align: right;">Page 64</p> <p>1 but without that Constitution, I mean I don't know what</p> <p>2 we'd be. But that Constitution makes our country great.</p> <p>3 All those freedoms, the protections, you know. That's</p> <p>4 what makes us great.</p> <p>5 People say we're a great nation, that's what I</p> <p>6 think of, our Constitution. I mean we do a lot of shit</p> <p>7 stuff and we do a lot of good stuff, but our</p> <p>8 Constitution is always there. That's what makes it</p> <p>9 great.</p> <p>10 DENIZ: Let's do a group photo without him.</p> <p>11 You want to hold a sign?</p> <p>12 DEPUTY MAYFIELD: Wow.</p> <p>13 DENIZ: Hold a sign you can be in our photo.</p> <p>14 PAT: He can be in our photo. He can be in our</p> <p>15 photo.</p> <p>16 (End of recording.)</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>

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## REPORTER'S CERTIFICATE

I, the undersigned, a Certified Shorthand  
Reporter of the State of California, do hereby certify:

That the foregoing electronically-recorded  
proceedings were transcribed by me to the best of my  
ability.

I further certify I am neither financially  
interested in the action nor a relative or employee of  
any attorney or party to this action.

IN WITNESS WHEREOF, I have this date  
subscribed my name.

Dated: 02/12/2024.



Diana Sasseen

CSR No. 13456

Audio Transcription		Joseph P. Cuvillo vs. Rowell Ranch Rodeo	
<hr/> <b>0</b> <hr/>	<b>abuse</b> 29:15,18	47:24 48:2,4 51:4	<b>asking</b> 16:2 21:20
	<b>access</b> 8:13 30:18	<b>anybody</b> 13:20 30:19	22:11 23:20,25 24:2
<b>00016</b> 25:1	<b>act</b> 20:12 53:5	42:21 44:25 45:3,9,	32:1 34:12,19 36:23
<b>02</b> 25:1	<b>action</b> 13:5	21,22,24 46:1,4,5,8,	37:8 46:16 55:25
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**Joseph P. Cuvillo vs.  
Rowell Ranch Rodeo**

## Audio Transcription

58:6

yell 14:23

**yelling** 15:14

**Z**

**zone** 54:2

## **EXHIBIT “E”**

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DISTRICT and KEVIN HART

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JOSEPH P. CUVIELLO and DENIZ  
BOLBOL, individually,

Plaintiff,

v.

ROWELL RANCH RODEO, INC.,  
HAYWARD AREA RECREATION AND  
PARK DISTRICT, HAYWARD AREA  
RECREATION AND PARK DISTRICT  
PUBLIC SAFETY MANAGER/RANGER  
KEVIN HART, and DOES 1 and 2, in  
their individually and official capacities,  
jointly and severally,

Defendants.

Case No. 3:23-cv-01652-VC

**NOTICE OF MANUAL FILING/LODGING  
OF DIGITAL EXHIBIT IN SUPPORT OF  
DEFENDANTS' MOTION FOR SUMMARY  
JUDGEMENT OR, IN THE ALTERNATIVE,  
SUMMARY ADJUDICATION;  
MEMORANDUM OF POINT AND  
AUTHORITIES (F.R.C.P. 56)**

Hon. Vince Chhabria

Date: August 15, 2024

Time: 10:00 a.m.

Ctrm: 4, 17<sup>th</sup> Floor

Trial: October 21, 2024

PLEASE TAKE NOTICE THAT Exhibits "E" and "F" to the *Declaration of Nicholas Syren*, filed concurrently with this notice, this ECF is in physical form only, and in place of Exhibits "E" and "F" are "digital audio and/or video files".

Plaintiffs are already in possession of the contents of this filing. For information on retrieving the filing directly from the Court, please see the court's webpage at [www.cand.uscourts.gov](http://www.cand.uscourts.gov).

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1 The filing was not e-filed for the following reasons:

2 The files are non-graphical/text; it is a digital audio and/or video files of the incident  
3 copies to a CD.

4  
5 Respectfully submitted,

6 Dated: June 27, 2024

7  
8 ALLEN, GLAESSNER,  
9 HAZELWOOD & WERTH, LLP

10 By: /s/ Nicholas D. Syren  
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13 Attorneys for Defendants  
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15 PARK DISTRICT and KEVIN HART  
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DISTRICT and KEVIN HART

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JOSEPH P. CUVIELLO and DENIZ  
BOLBOL, individually,

Plaintiff,

v.

ROWELL RANCH RODEO, INC.,  
HAYWARD AREA RECREATION AND  
PARK DISTRICT, HAYWARD AREA  
RECREATION AND PARK DISTRICT  
PUBLIC SAFETY MANAGER/RANGER  
KEVIN HART, and DOES 1 and 2, in  
their individually and official capacities,  
jointly and severally,

Defendants.

Case No. 3:23-cv-01652-VC

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OF DIGITAL EXHIBIT IN SUPPORT OF  
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JUDGEMENT OR, IN THE ALTERNATIVE,  
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MEMORANDUM OF POINT AND  
AUTHORITIES (F.R.C.P. 56)**

Hon. Vince Chhabria

Date: August 15, 2024

Time: 10:00 a.m.

Ctrm: 4, 17<sup>th</sup> Floor

Trial: October 21, 2024

PLEASE TAKE NOTICE THAT Exhibits "E" and "F" to the *Declaration of Nicholas Syren*, filed concurrently with this notice, this ECF is in physical form only, and in place of Exhibits "E" and "F" are "digital audio and/or video files".

Plaintiffs are already in possession of the contents of this filing. For information on retrieving the filing directly from the Court, please see the court's webpage at [www.cand.uscourts.gov](http://www.cand.uscourts.gov).

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2 The files are non-graphical/text; it is a digital audio and/or video files of the incident  
3 copies to a CD.

4  
5 Respectfully submitted,

6 Dated: June 27, 2024

7 ALLEN, GLAESSNER,  
8 HAZELWOOD & WERTH, LLP

9 By: /s/ Nicholas D. Syren  
10 DALE L. ALLEN, JR.  
11 NICHOLAS D. SYREN  
12 Attorneys for Defendants  
13 HAYWARD AREA RECREATION AND  
14 PARK DISTRICT and KEVIN HART  
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**EXHIBIT “G”**







## **EXHIBIT “H”**



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 Sheriff Joshua Mayfield

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

JOSEPH P. CUVIELLO and DENIZ  
 BOLBOL, individually,

Plaintiffs,

v.

ROWELL RANCH RODEO, INC.;  
 HAYWARD AREA RECREATION AND  
 PARK DISTRICT; HAYWARD AREA  
 RECREATION AND PARK DISTRICT  
 PUBLIC SAFETY MANAGER/RANGER  
 KEVIN HART; ALAMEDA COUNTY  
 SHERIFF'S OFFICE; ALAMEDA COUNTY  
 DEPUTY SHERIFF JOSHUA MAYFIELD;  
 and DOES 1 and 2, in their individual and  
 official capacities, jointly and severally,

Defendants.

Case No. 3:23-cv-01652-VC

**DEFENDANTS COUNTY OF  
 ALAMEDA AND ALAMEDA COUNTY  
 DEPUTY SHERIFF JOSHUA  
 MAYFIELD'S SECOND UPDATED  
 RULE 26 DISCLOSURES**

Action Filed: April 6, 2023  
 Trial: October 21, 2024

Pursuant to Federal Rule of Civil Procedure Rule 26(a)(1) and (e), Defendants the County of Alameda and Alameda County Deputy Sheriff Joshua Mayfield ("Defendants"), by and through their undersigned counsel, makes the following updated disclosures. Defendants reserve the right to supplement, update, amend or modify these disclosures when and if additional information becomes available.

**A. INDIVIDUALS LIKELY TO HAVE DISCOVERABLE INFORMATION**

Defendants identify at this time the following individuals likely to have discoverable information that Defendants may use to support their claims and defenses. Each of the following individuals may have information regarding the subject incident alleged in plaintiffs' Second Verified Amended Complaint, and/or regarding relevant events prior to the subject incident.

- Plaintiff Joseph P. Cuiello. This individual has information about the subject incident.
- Plaintiff Deniz Bolbol. This individual has information about the subject incident.
- Defendant Alameda County Deputy Sheriff Joshua Mayfield. Business address: 1401 Lakeside Drive, Oakland, CA. Deputy Mayfield may only be contacted through his counsel in this matter. Dep. Mayfield has information about the subject incident.
- County of Alameda Sheriff's Office Deputy Sheriff Matthew Laszuk. Business address: 1401 Lakeside Drive, Oakland, CA. Deputy Laszuk may only be contacted only through counsel for the County of Alameda in this matter. Dep. Laszuk has information about the subject incident.
- County of Alameda Sheriff's Office Deputy Sheriff Christian Campbell. Business address: 1401 Lakeside Drive, Oakland, CA. Deputy Campbell may only be contacted only through counsel for the County of Alameda in this matter. Dep. Campbell has information about the subject incident.
- County of Alameda Sheriff's Office Deputy Sheriff Sowmya Ramadas. Business address: 1401 Lakeside Drive, Oakland, CA. Deputy Ramadas may only be contacted through counsel for the County of Alameda in this matter. Dep. Ramadas has information about the subject incident.
- County of Alameda Sheriff's Office Sgt. Moises Gomez. Business address: 1401 Lakeside Drive, Oakland, CA. Sgt. Gomez may only be contacted through counsel

for the County of Alameda in this matter. Dep. Gomez took a telephone call from Dep. Mayfield during the incident. He also has information about the Sheriff's Office's provision of a law enforcement presence at the Rowell Ranch Rodeo in May 2022 as well as in other years.

- County of Alameda Sheriff's Office Deputy Sheriff Colby Staysa. Business address: 1401 Lakeside Drive, Oakland, CA. Deputy Sheriff Staysa may only be contacted through counsel for the County of Alameda in this matter. Deputy Sheriff Staysa has information regarding Sheriff's Office' relations with Rowell Ranch Rodeo in past years. He also has information about the Sheriff's Office's provision of a law enforcement presence at the Rowell Ranch Rodeo in May 2022 as well as in other years.
- County of Alameda Sheriff's Office Emergency Dispatch Services Operator Melissa McMaster. Ms. McMaster may only be contacted through counsel for the County of Alameda in this matter. Ms. McMaster took the telephone call from Gary Houts during the incident.
- County of Alameda Sheriff's Office Emergency Dispatch Services Operator Amy Bowles. Ms. Bowles may only be contacted through counsel for the County of Alameda in this matter. Ms. Bowles called Dep. Mayfield on the radio during the incident.
- County of Alameda Sheriff's Office Emergency Dispatch Services Supervisor. Kristyn Ostlund. Ms. Ostlund may only be contacted through counsel for the County of Alameda in this matter. Ms. Ostlund prepared the Event Register previously produced by the County of Alameda in this action.
- County of Alameda Sheriff's Office Detective. Patrick M. Smyth. Business address: 1401 Lakeside Drive, Oakland, CA. Det. Smyth may only be contacted through counsel for the County of Alameda in this matter. Det. Smyth has

information regarding the Sheriff's Office' training, policies, and procedures regarding free speech issues.

- Rowell Ranch Rodeo President and Arena Boss Russell Fields, c/o counsel for Rowell Ranch Rodeo. Mr. Fields may have information about the subject incident
- Rowell Ranch Rodeo Site Boss Brian Morrison, c/o counsel for Rowell Ranch Rodeo. Mr. Morrison may have information about the subject incident.
- Rowell Ranch Rodeo volunteer Ashley Strassberg, c/o counsel for Rowell Ranch Rodeo. Ms. Strassberg may have information about the subject incident.
- Michael Sage, 3636 Eastwood Circle, Santa Clara, CA, 408-857-9611; telephone number 408-857-9611. Mr. Sage may have information about the subject incident.
- Robyn Newkirk, 32 Old Landing Road, Tiburon, CA, 94921; telephone number 415-686-6592. Ms. Newkirk may have information about the subject incident.
- Other employees and or volunteers of defendants Hayward Area Recreation and Park District and Rowell Ranch Rodeo, Inc. present at the rodeo on the day of the incident, identified in defendants' discovery responses and documents produced by them, or currently unidentified. These individuals may have information about the subject incident.
- Attendees at the Rowell Ranch Rodeo present at the rodeo on the day of the incident currently unidentified. These individuals may have information about the subject incident.

**B. DOCUMENTS UPON WHICH DEFENDANTS MAY RELY IN SUPPORT OF THEIR CLAIMS AND DEFENSES**

Defendants identify at this time the following documents, electronically stored information, and tangible things that defendants may use to support their claims and defenses:

- Claim Against the County of Alameda submitted by Joseph P. Cuvillo, dated November 4, 2022.

- 1 • Claim Against the County of Alameda submitted by Deniz Bolbol, dated
- 2 November 3, 2022.
- 3 • Documents previously produced by the County of Alameda, Bates-stamped
- 4 AlamedaCounty\_Bolbol\_000001 through AlamedaCounty\_Bolbol\_000413.
- 5 • Body cam videos taken by Alameda County deputy sheriffs Joshua Mayfield,
- 6 Sowmaya Ramadas, Christian Campbell, and Matthew Laszuk on the day of the
- 7 incident. These body cam videos have been produced to the parties.
- 8 • An audio recording from the Sheriff's Office, containing the calls between
- 9 Emergency Dispatch Services Operator Melissa McMaster and Gary Houts, and
- 10 between Emergency Dispatch Services Operator Amy Bowles and Dep. Joshua
- 11 Mayfield, dated May 20, 2022, previously produced to the parties on December
- 12 21, 2023.
- 13 • A transcript of the above-referenced body cam videos taken by the Sheriff's
- 14 Office, with the court reporter's affidavit of authenticity, Bates-stamped
- 15 AlamedaCounty\_Bolbol\_000342 through AlamedaCounty\_Bolbol\_000367.
- 16 • Training Bulletin No. 13-13, "Peaceful Picketing During Labor Disputes," dated
- 17 June 19, 2013; and Training Bulletin No. 15-10, "Filing of Law Enforcement by
- 18 the Public," dated June 26, 2015. These two documents are Bates-stamped
- 19 AlamedaCounty\_Bolbol\_000316 through AlamedaCounty\_Bolbol\_000320, and
- 20 are being concurrently produced as responsive to plaintiffs' Requests for
- 21 Production.
- 22 • A set of Powerpoint slides used by Det. Patrick Smyth of the Alameda County
- 23 Sheriff's Office for his course for Learning Domain 2, The Criminal Justice
- 24 System, Bates-stamped AlamedaCounty\_Bolbol\_000321 through
- 25 AlamedaCounty\_Bolbol\_000341, and being concurrently produced as responsive
- 26 to plaintiffs' Requests for Production.

- Videos taken by plaintiffs Joseph CuvIELlo and Deniz Bolbol at the Rowell Ranch Rodeo on May 20 and May 21, 2022.
- Transcripts of the videos taken by plaintiffs Joseph CuvIELlo and Deniz Bolbol at the Rowell Ranch Rodeo on May 20, 2022, with the court reporter's affidavit of authenticity, Bates-stamped AlamedaCounty\_Bolbol\_000368 through AlamedaCounty\_Bolbol\_000396, and are being concurrently produced as responsive to plaintiffs' Requests for Production.
- Annotated satellite photograph of Rowell Ranch; exhibit #1 to the depositions of plaintiffs Joseph P. CuvIELlo and Deniz Bolbol's depositions.
- All other documents produced by the parties to this action.
- Transcripts and exhibits of all depositions taken in this action, and the exhibits thereto, including but not limited to the annotated satellite map attached to plaintiffs' depositions.

**C. DAMAGES**

Defendants will seek reasonable attorney's fees and costs pursuant to 42 U.S.C. § 1988.

**D. INSURANCE**

The County of Alameda, a public entity, is permissibly self-insured pursuant to California Government Code §§ 990 et seq. To the extent any liability insurance policy covers plaintiffs' claims, the County will make it available for inspection and copying.

Dated: April 23, 2024

FENNEMORE WENDEL

By: 

William B. Rowell  
Thiele R. Dunaway  
Marc Brainich  
Michele C. Kirrane  
Attorneys for Defendants  
County of Alameda and Alameda County  
Deputy Sheriff Joshua Mayfield

- 6 -

**CERTIFICATE OF SERVICE**

*Joseph P. Cuiello, et al. v. Rowell Ranch Rodeo, Inc., et al.*  
USDC – Northern District of California, Case No. 3:23-cv-01652-VC

I am a citizen of the United States and employed in Alameda County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 1111 Broadway, 24th Floor, Oakland, California 94607.

On April 23, 2024, I served true copies of the following document(s) described as **DEFENDANTS COUNTY OF ALAMEDA AND ALAMEDA COUNTY DEPUTY SHERIFF JOSHUA MAYFIELD'S SECOND UPDATED RULE 26 DISCLOSURES** on the interested parties in this action as follows:

*Please see attached Service List.*

**BY EMAIL OR ELECTRONIC TRANSMISSION:** By causing the document(s) listed above to be sent to the person(s) at the e-mail address(es) listed below. I did not receive, within a reasonable time after transmission, any electronic message or other indication that the transmission was unsuccessful.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on April 23, 2024, at Oakland, California.

  
\_\_\_\_\_  
Lena S. Mason



**SERVICE LIST**

*Joseph P. CuvIELlo, et al. v. Rowell Ranch Rodeo, Inc., et al.*  
USDC – Northern District of California, Case No. 3:23-cv-01652-VC

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## **EXHIBIT “I”**

JOSEPH P. CUVIELLO and DENIZ BOLBOL  
INDIVIDUALLY, PLAINTIFFS,  
v.  
ROWELL RANCH RODEO, INC.;  
HAYWARD AREA RECREATION AND PARK DISTRICT;  
HAYWARD AREA RECREATION AND PARK DISTRICT PUBLIC  
SAFETY MANAGER/RANGER  
KEVIN HART;  
ALAMEDA COUNTY;  
ALAMEDA COUNTY DEPUTY SHERIFF JOSHUA MAYFIELD;  
and DOES 1 and 2, in their individual and official capacities, jointly and  
severally,  
DEFENDANTS.

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

Case No: 3:23-cv-01652-VC

RULE 26(a)(2)(B) REPORT of James I. Dudley

April 19, 2024

May 23, 2024

May 24, 2024

Mr. Dale Allen Attorney at Law  
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1111 Broadway, 24<sup>th</sup> Floor  
Oakland, CA 94607

Re: JOSEPH P. CUVIELLO and DENIZ BOLBOL INDIVIDUALLY, PLAINTIFFS,

v.

ROWELL RANCH RODEO, INC.; HAYWARD AREA RECREATION AND PARK DISTRICT;  
HAYWARD AREA RECREATION AND PARK DISTRICT PUBLIC SAFETY MANAGER/RANGER  
KEVIN HART; ALAMEDA COUNTY; ALAMEDA COUNTY DEPUTY SHERIFF JOSHUA  
MAYFIELD; and DOES 1 and 2.  
Case No. 3:23-cv-01652-VC

Dear Messrs. Allen and Rowell,

In accordance with the Federal Rules of Civil Procedure 26(a)(2)(B) [Attachment A], the following updated report presents my opinions in the above-cited case. If additional discovery or other materials are made available to me for further review and analysis, and I will provide a further supplement to this report as necessary.

Should Plaintiffs present any expert opinion on these topics, and to the extent they do, I reserve the right to review, respond to, and, as appropriate, rebut those opinions.

Sincerely,

James I. Dudley  
JD Consulting  
718 Crompton Road  
Redwood City, CA. 94061

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## **1 Introduction**

My name is James I. Dudley, and I have been retained by counsel for Defendants HAYWARD AREA RECREATION AND PARK DISTRICT (“HARD”); HARD PUBLIC SAFETY MANAGER/RANGER KEVIN HART (“HART”); ALAMEDA COUNTY SHERIFF’S OFFICE (“COUNTY”); and ALAMEDA COUNTY DEPUTY SHERIFF JOSHUA MAYFIELD (“MAYFIELD”) to review the material and information provided in this case and offer objective opinions concerning the actions of HARD, HART, COUNTY and MAYFIELD in regards to the interactions with Plaintiffs Joseph P. Cuvillo and Deniz Bolbol (“Plaintiffs”) on May 20, 2022 at the Rowell Ranch Rodeo, in Alameda County, California, beginning at approximately 17:30 pm. Case No. 3:23-cv-01652-VC.

My opinions and the basis and reasons for them are included in the body of the report that follows.

The documents, materials, facts, or data I considered to form my opinions, can be found in Attachment "C" and throughout the body of the report, including but not limited to, any in-text references or footnotes.

My qualifications as a Police Practices Expert are included in Attachment “D.” A list of my publications authored in the previous ten years is included in Attachment “E.” A list of other cases in which I have testified at trial or by deposition during the previous four years is included in Attachment “F.” A statement of compensation to be paid for study and testimony this case is included in Attachment “G.”

### **Scope of this review**

My review is to determine if:

1. COUNTY provided a ‘Duty of Care’ fitting to the situation during the present at the Rowell Ranch Rodeo on 5/20/2022.
2. The protester/demonstrators at the Rowell Ranch Rodeo Event on May 20, 2022 were given reasonable access at the event;
3. Whether the time, place and manner of access were denied due to the content of the protest;
4. Whether instructions given to the protesters were reasonable and in compliance with industry standards;
5. Whether the protesters were threatened with arrest at the event on 05/20/2022.

## 2 Methodology Used, and Facts or Data Considered

For purposes of this review “protest” and “demonstration” are used to describe the actions taken by individuals who were in disagreement with the rodeo activities and convey the message through actions, leaflets, signs, banners, voice messages, physical positioning and other means.

The First Amendment states: *Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances.*

Time, place and manner restrictions are content-neutral limitations imposed by the government on expressive activity. In this case, there were no attempts made to restrict or dissuade the protesters at Rowell Ranch, based on the content, but in relation to their positions on pathways, roadways and in impeding free movement by the patrons attempting to enter the rodeo.

When forming my opinions, I keep in mind that the role of an expert is to provide specialized knowledge that is both relevant and reliable to assist the trier of fact in understanding the evidence or determining a fact in an issue.

In my roles as a police officer, Sergeant, Lieutenant, Captain, Commander and Deputy Chief, I had occasions to train for Crowd Control, Protests, Demonstrations and Managing Events, including planned and spontaneous events, natural and man-made disasters and critical incidents. Training included California POST Training in Crowd Control, First Amendment Activities, the Incident Command System (ICS), planning and management. FEMA training included sections on Planning for Events. In this case, my focus was directed to the facts and circumstances surrounding the contact between representatives of the Rowell Ranch Rodeo, HARD; HART; COUNTY; and MAYFIELD and Plaintiffs.

In this case, I began by reviewing the facts and data described in the primary source documents and materials specific to this case, as listed in Attachment “C.” Then, using my knowledge, education, training, and experience, I analyzed the facts and data aggregated from those materials while examining and accounting for obvious alternate explanations for the actions and responses of the parties involved. I then compared the facts gathered from those materials against secondary sources representing generally accepted law enforcement training, practices, procedures, and specific Hayward Area Recreation and Park District and the Alameda County Sheriff’s policy. Where practicable, peer-reviewed literature and other publications have been used as secondary sources. Such materials are the type upon which others in the law enforcement profession and I rely when examining the events surrounding a police response and forming opinions regarding the matters addressed herein. Additionally, my opinions are informed by the totality of the materials I have read and studied and the experiences and instruction I have had and provided to law enforcement throughout my 32-year career.



To stay current in the field of law enforcement and associated training, practices, and procedures, I maintain memberships in the International Law Enforcement Educators and Trainers Association (ILEETA), the International Association of Chiefs of Police (IACP), the Police Executive Research Forum (PERF), the FBI National Academy Associates (FBINAA) and other professional organizations.

I research and study law enforcement methods, practices, and tactical issues by regularly accessing academic research, training materials, and news reports as part of my preparation for teaching Criminal Justice classes at San Francisco State University. I often review new publications regarding law enforcement practices. I frequently engage in discussions and debriefings with officers, law enforcement trainers, managers, and executives about law enforcement policy, procedure, practices, and tactics as part of my research for classes and articles that I have written for a law enforcement publication, Police One.com. I also research current practices and issues in preparation for interviews for a podcast that I host called “Policing Matters.”

Law enforcement officers are expected to have a working knowledge of the legal issues impacting their profession. During my training and consultations with officers in both formal and informal settings, I often discuss legal matters and case decisions that affect how they perform their jobs. As such, in this report and corresponding testimony, I may refer to established law, concepts, principles, and case citations pertinent to the facts of this case. I do so only to assist the trier of fact in understanding the body of knowledge expected of an objectively reasonable officer and the reasoning and methods informing my opinions.

This report contains the opinions I have formed and the reasoning supporting those opinions based on the facts and evidence currently available. This is a preliminary report, as I understand discovery in this case continues. I may be provided additional information and documents, including expert reports from Plaintiffs and the other defendants in this matter. Upon review of further documents, if counsel or the Court requests, I may consider new information and, as appropriate, supplement my report, including the opinions expressed therein. In particular, I understand that Plaintiffs have not yet disclosed whether they intend to present any expert opinion on these topics. To the extent they do, I reserve the right to review, respond to, and, as appropriate, rebut those opinions.

### **3 Incident Summary**

#### **Alameda County Sheriff Office’s Preparation for the Event on 05/20/2022**

Three weeks prior to the event, and after the grounds were secured with the permit to hold the rodeo, the Alameda County Sheriff’s Office (“ACSO”) made preparations for a general presence at the event.

In a memorandum email from ACSO Division Commander Colby Staysa, dated 05/09/2024, the commander addressed several dozens of members seeking “four volunteers to work the Rowell Ranch Rodeo on Friday 05/20/2024 from 1730-midnight”

Deputies Joshua Mayfield, Christian Campbell, Sowmya Ramadas and Matthew Laszuk volunteered, per a memo from Commander Staysa- indicating Deputy Mayfield as Lead on the assignment. A memo from Deputy Mayfield includes details about the event, including a time to be ready at 1730 [5:30 PM] and instructions to “make sure your uniform is clean and presentable and be ready to smile and interact with the community.” He includes that “this should be a fun event and we are there mainly as a law enforcement presence....”

(Correspondence emails labeled AlamedaCounty\_Bolbol\_000280-289)

**Timeline of events for 05/20/2022 - “Fennemore Memorandum” (A full Timeline is attached in Attachment A)**

(From ACSO’s videos and dispatch records & plaintiffs’ videos)

1. Sometime **after 5:30 pm**, protesters opposing the rodeo, later identified as Pat CuvIELlo and Deniz Bolbol, arrive on foot through the parking lot gate. (Plaintiffs’ Video 16 – Clip 1.)
2. **At approx. 17:45-17:50, [5:45-5:50 pm]**, Rowell Ranch Representative Gary Houts approaches CuvIELlo & Bolbol and advises them to go to the designated free speech area, but they refuse. CuvIELlo says, “Call the police-call the police.”- Bolbol says, “You’ll learn a lot about the First Amendment- it’ll be a fun experience...” (Plaintiffs’ Video 14- Video 2).
3. **At 17:51**, Houts calls 911 Dispatch (Event Register doc.) Call recorded as “Disturb Peace”- dispatched at 17:51:24 [5:51 pm].
4. **Approx. 5 minutes later**, all four deputies (Mayfield, Campbell, Ramadas and Laszuk) arrive.
5. As they exit the vehicle, Deputy Mayfield greets and hugs a volunteer in the parking lot. As they observe and record on their video, Bolbol remarks that the deputy hugs one of the employees and she exclaims “We have a lawsuit! Here we go.” (Plaintiff’s Video 14- Video 2).
6. **First encounter between Deputies & Protesters: At approx. 17:57-17:59 [5:57-5:59 pm]**, Deputies meet with CuvIELlo and Bolbol. As Deputy Campbell attempts to advise ground rules for a lawful free speech assembly, BWC video captures his attempts to speak with the protesters saying “Free speech...totally cool..we just ask..play nice....They want you to move to.”- when he is interrupted by Bolbol, saying: “We are not going to.” Bolbol continues to interrupt him, but the deputy maintains a professional demeanor (County’s Videos 3-5 and Plaintiffs’ Video 14- Video 2).

7. **At 18:01:36 [6:01 pm]**, From a dispatch print out titled “Event Register”- “CPU” Mayfield responds that they have already talked to the subjects and advised them of the designated protest area.
8. Additional protesters arrive to upper entrance: Michael Sage, Robyn Newkirk and Keith Radcliff.
9. **18:08 [6:08 pm]**, Park Security/Ranger Kevin Hart appears. Deputy Mayfield again advises Cuiello and Bolbol, mentioning the designated area. Bolbol and Cuiello are abrasive and agitated and refuse to relocate to the Free Speech zone. There is no attempt to force them there and no threat of arrest. (County’s Video 6 and Plaintiffs’ Video 16-Clip 2.)

**At 18:11-[6:11 pm]**, Deputy Mayfield steps away to make a phone call to give an update on the rodeo event with duty Sergeant Moises Gomez. While Dep. Mayfield is on the phone, Bolbol and Cuiello discuss him being on the phone, believing that Dep. Mayfield is speaking with his “watch commander.” (County’s Video 7; Plaintiffs’ Video 14-Video 3 and Video 16-Clip 2.)

**At 18:16 [6:16 pm]**, Dep. Mayfield gets off the phone and speaks with Kevin Hart and a female Rowell Ranch employee; Gary Houts joins the conversation. (County’s Videos 6 and 8 and Plaintiffs’ Video 14-Video 3 and Video 16-Clip 2.)

While Dep. Mayfield is talking with Hart and the Rowell Ranch employees, Bolbol and Cuiello discuss Dep. Mayfield “not being allowed to arrest us...” (Plaintiffs’ Video 14-Video 3 and Video 16-Clip 2.)

Bolbol then runs over to Sage, who is interacting with Houts, closer to the Upper Entrance. (Plaintiffs’ Video 14 Video-3.)

Cuiello also engages in a discussion with Newkirk and Radcliff about Dep. Mayfield, “I knew that big cop was an asshole from the get go...” (Plaintiffs’ Video 16-Clip 2.)

Also, when Dep. Mayfield is talking with Hart and the Rowell Ranch employees, Bolbol engages in a conversation with Sage about Dep. Mayfield, “He really wanted to arrest us, but he doesn’t get to...” (Plaintiffs ‘s Video 14-Video 3.)

**At 18:19 [6:19 pm]**, Dep. Mayfield returns and speaks with Cuiello, Newkirk, Radcliff, calling over Sage and Bolbol. Bolbol immediately walks away and starts handing out leaflets closer to the Upper Entrance. (County’s Videos 6 and 8 and Plaintiffs’ Video 16-Clip 2.)

As Dep. Mayfield is walking away, Cuiello talks to Radcliff about Dep. Mayfield. (Plaintiffs’ Video 16-Clip 2.)

10. **At 18:20 [6:20 pm – 6:21 pm]**, Encounter between Dep. Mayfield and Sage on the Upper Entrance pathway; Bolbol interjects and has a discussion with Dep. Mayfield. (County’s Videos 6, 8 and 9.)

11. At **18:22 [6:22 pm – 6:23 pm]**, Dep. Mayfield engages in a conversation with Hart and several Rowell Ranch employees. (County's Video 10)

12. Sometime Around **18:25 [6:25 pm]**, Margo [last name unknown], another protester, arrives and CuvIELLO engages in a conversation with her. (Plaintiffs' Video 16-Clip 3.)

13. At **18:27 [6:27 pm – 6:28 pm]**, Second Encounter between Dep. Mayfield and Sage on the Upper Entrance pathway; Bolbol interjects and has a discussion with Dep. Mayfield. (County's Video 11 and Plaintiffs' Video 16-Clip 3.)

14. Sometime after **19:01 -7:01 pm**, the protesters relocate to the Lower Entrance. (County's Videos 12-14.)

15. At **19:36-19:37 – [7:36 pm]**, Encounter #3 between Dep. Mayfield and Bolbol; this occurs near the Lower Entrance. (County's Video 15 and 16 and Plaintiffs' Videos 14-Video 4 and Video 16- Clip 4.)

16. At **19:37 [7:37 pm – 7:42 pm]** Encounter between Dep. Mayfield and CuvIELLO; they engage in a conversation about the First Amendment. (County's Video 16 and 17, and Plaintiffs' Video 16-Clip 4.)

17. At **19:42 -7:42 pm**, Bolbol approaches Dep. Mayfield and CuvIELLO about a group photo; the group takes photos near the Lower Entrance. (County's Videos 16 and 17, and Plaintiffs' Video 16-Clip 4; Exhibit #2 to CuvIELLO & Bolbol's Depositions.)

18. At **19:56 [7:56 pm]**, Dep. Mayfield Leaves the Lower Entrance at Rowell Ranch at 7:56 pm – offers a sticker on his way out. (County's Videos 18 and 19.)

#### 4 Expert Opinions: Analysis, Basis, and Reasons Thereof

My opinions are informed by the behaviors and actions depicted in available video evidence, case documents, , testimony, and relevant training materials and policy. I recognize that the perspectives of officers and witnesses regarding events can often vary from what recording devices capture. Furthermore, I am aware that human information processing, particularly under stress and in time-sensitive situations, is limited and does not capture information like video does. Therefore, it's possible that officers and witnesses might not be aware of all the details recorded by the video, and likewise, officers and witnesses may perceive information that the camera fails to capture.

From the videos viewed, Kevin Hart and multiple deputies attempted to speak with CuvIELLO and Bolbol, who reacted with resistance, interrupting and shouting. Bolbol and CuvIELLO insisted that they should be told if they were about to be arrested, (on multiple occasions). CuvIELLO, can be heard saying “You need to tell us now- If you’re going to arrest me, I need to know ahead of time.” He seemed to be trying to bait the officer wearing the BWC. (County’s Video 6 Mayfield BWC).

The protesters hold large banners and signs off the main paths, but single protesters can be seen moving onto the path, handing the fliers, at times in a straight arm movement and causing attendees to alter their path around them. Videos appear to show Deputy Mayfield asking the male with white hair and glasses (Sage) to refrain from blocking attendees and to remain off the path. Sage moves off the path, but then reverts back onto the path where he is joined by Bolbol. (County’s Video 6 Mayfield BWC).

In other video segments, the protesters can be seen milling about the attendees near the restrooms and ticket booth. Deputies ask the protesters to keep the paths clear. (County’s Video 16 Mayfield BWC).

It becomes clear from the videos that Bolbol and CuvIELLO appear to seek confrontation with the rodeo attendants from the beginning. They continue to be adversarial, looking for conflict from their entrance through the gates, to resisting instructions from Public Safety Manager Hart and the Alameda County Deputies. They and other protesters move into the path of rodeo patrons with signs and fliers, pushing them in straight arm postures, at times. They move onto the pathway several times. In some of the videos, vehicles can be seen and heard inching by to get past the protesters safely. Besides appearing argumentative and antagonistic during the exchanges with Hart, employees and deputies, Bolbol and CuvIELLO mention “sue” and “lawsuits” multiple times. From the transcripts of their own videos, “lawsuit and lawsuits” was mentioned six times. “Sued” was spoken by them three additional times. (County’s Video 6 Mayfield BWC).

At no time did it appear that either CuvIELLO nor Bolbol seemed afraid or intimidated by the deputies. In fact, in deposition, CuvIELLO described the initial meeting as friendly. At days end, the two invited the deputies to appear with them in a group photograph. CuvIELLO says that he did not believe the deputies were trying to disrupt the protest. He confirmed that at no time did deputies attempt to remove them, take signs, banners or leaflets from them. An exchange

between Cuiello and Mayfield seemed conciliatory in an exchange (pages 54-55 of the BWC Audio Transcript) where Deputy Mayfield says “All we want is peace.” Cuiello says “That’s all we want, we’re not here to cause trouble.” Mayfield: “I know you’re not.” .....[later in the exchange- “That’s why you and I are just having a conversation.” Cuiello: “We’re just having a conversation.” (County’s Video 16 Mayfield BWC).

In review of the videos posted by the demonstrators and in reading the memo by Hart, the demonstrators refused to pay the entrance fee and pushed past the gate attendants who asked for tickets. Mr. Hart continues that the demonstrators stood ‘directly in front of the security entrance and mildly attempt to block visitors to the rodeo from entering the park area. They would hold their signs and shout to individual visitors ...’ “Complaints were received from rodeo visitors whereas they felt their peace was being disturbed.” At one point in a video, a voice (patron of the rodeo) declares “Get away from me” as a male protester (Sage) stands in front of the man, wearing a sign and handing a leaflet. (County’s Video 11 Mayfield BWC).

### **Summary of events on May 20, 2020:**

#### **Initial Contact at Main Gate**

The Rowell Ranch Park was secured by permit to hold a rodeo. Tickets were required to gain entrance. Gate attendants in yellow vests were clear in their initial request to see tickets.

#### **Response by the Protesters**

The protesters filmed themselves entering the main gate where gate attendants asked for tickets. The protesters began shouting at the gate entrance attendants- which was intimidating to the attendants. Sporadic videoing was done by plaintiffs Cuiello & Bolbol.

The protesters brought in signs and fliers and positioned themselves at various points on the grounds- as evidenced by videos reviewed, sometimes impeding the paths of vehicles and attendees to the rodeo. They were asked not to stand in the way of vehicles and attendees. They were asked to stay off the paths to the ticket booth, bathrooms and rodeo event entrance. They were asked to set up in the designated “Free Speech” area but were not forced there. They were not deterred from their freedom of speech. There were no attempts made to quash their free speech message.

On several occasions, as the deputies attempted to engage Cuiello and Bolbol, they interrupted the deputies and ignored their requests to stay off paths and from standing directly in the paths of patrons. The two protesters were disrespectful, with Cuiello telling another protester about Deputy Mayfield “I knew that big cop was an asshole from the get-go. The tall guy.” And “...I knew the big guy was a jerk from the get-go.” (Plaintiffs’ Video 16-Clip 02.).

#### **Public Safety Contact**

**Public Safety Manager Hart** and other representatives of the rodeo asked the demonstrators to protest in the designated “Free Speech Area” but they were not forced to go there and were otherwise accommodated to protest in the areas near the rodeo entrance. Attempts were made to

convey a clear message by Hart and deputies on-site, to keep pathways and roadways clear of vehicles and pedestrians.

They were not threatened with arrest by Public Safety Manager Hart, nor were they threatened with arrest by any member of the **Alameda County Sheriff**. No threat of arrest or violence was conveyed for refusing to respond to the designated “Free Speech Area” yet appeals were made to refrain from impeding vehicles and rodeo attendees. There was no attempt to prevent the demonstrators from holding signs, handing out leaflets or saying slogans (as some of the protesters did). They were not asked to leave the grounds.

Several attempts were made by Hart and deputies to communicate with the demonstrators at various times but they were met with resistance and refusal. Initial blocking activity at the park entrance was made in an attempt to ask for tickets to a ticketed event. The brusque entrance and other movements throughout the protests seemed intent on receiving an instinctive response. The blocking of the pathways with fliers pushed onto rodeo attendees was met with annoyance and resistance by patrons attempting to enter the rodeo entrance.

Deputies attempted to convey clear instructions which were repeated throughout their contacts and recorded on videos. These instructions included that the deputies were present to protect the “Free Speech of All” and to establish clear paths for pedestrians and vehicles. Deputy Mayfield, in particular, was met with disdain and rude behavior and what appeared to be a racial remark by Bolbol. His attempts to deescalate conversations were met with verbal insults and resistance.

### **Opinions in respect to the scope of the review:**

Videos presented by Cuiello and Bolbol and the ACSO Body Worn Cameras show only segments of the exchanges on the day of May 20, 2022, not a continuous depiction.

#### **1. Opinion One:**

**The Alameda County Sheriff’s Office provided a “Duty of Care”** fitting to the situation during their presence at the Rowell Ranch Rodeo on 5/20/2022. Deputies attempted to meet with the protesters to go over ground rules, but were met with resistance and interruptions. Deputies remained on scene to monitor activities as they were assigned previously to the event. Deputy Mayfield advised dispatch that the protest was in hand and that protesters had been advised. Later, Deputy Mayfield called his Sergeant to provide updates. At no point did any deputy attempt to physically move protesters or take away banners, fliers or other materials.

Deputy Mayfield was professional and clear in his requests to the protesters. He showed no animus towards the protesters. His content was neutral, giving information, instruction and requests.

**To Bolbol:** “I’m just asking you not to block egress.” (Audio transcript page 21); “All I’m asking is that they don’t block the bathroom.” (Audio transcript page 56);

**To Cuiello:** In response to being told he is complaining- “Nobody’s complaining, I’m simply asking to keep a clear pathway so people can...” (Audio transcript page 57); “All I’m asking you to do, is work with us.” (page 58); “I’m receiving complaints that they’re standing in the middle of the walkway.” (page 59);



**To Sage:** “.is to stay out of the walkway so you’re not blocking ingress and egress.” “Yes, sir, you keep standing in the middle of the walkway.” (Audio transcript page 44). “You can hand them fliers all you want—you guys can talk all you want— “Just don’t stand directly in front of them, and if you can, please stay out of the walkway. That’s all we’re asking.” (Audio transcript page 46).

## 2. Opinion Two:

**The protester/demonstrators at the Rowell Ranch Rodeo Event on May 20, 2022 were given reasonable access at the event;** a suggestion of a designated “Free Speech Area” was informed by Security /Ranger Hart and the deputies on separate occasions but was not made mandatory after the protesters refused to take a position there; no tickets were required for them to access areas outside the rodeo event. There was no attempt made by security nor deputies to remove the protesters from the event, only asked that they remain out of the path of patron access to the event, ticket booths and restroom facilities.

From comments and exchanges, it seemed as though the area where protesters set up at the upper entrance, away from the designated area, was in question of whether it was a public area or private and permitted event. They did not move to the lower entrance until later, by their own accord (Sage deposition page 53/53).

Public Safety Manager Hart expressed in his memorandum dated December 9, 2022:

As visitors started to enter the park to watch the rodeo, via the security gate, there were about about 5-6 individuals walking up holding signs with graphic pictures of animal abuse to the ticket booth area. None of these individuals made any attempt to pay an entrance fee or enter the park. Instead, all of these individuals began to stand directly in front of the security entrance and mildly attempt to block visitors to the rodeo from entering the park area. They would hold their signs and shout to individual visitors and de-cry how they could watch such an event where animal abuse happens. Complaints were received from rodeo visitors whereas they felt their peace was being disturbed.

Despite this, the protesters were not relocated, but instead were allowed to remain in the area and had to be repeatedly asked to allow clear access to patrons, staff and vehicles.

## 3. Opinion Three:

**The “time, place and manner” access were not denied due to the content of the protest:**

ACSO Deputies Mayfield and others were assigned to the event weeks before the day of the 5/20/22 date and were enroute prior to the call from Gary Houts. The protesters were not restricted in their signs, banners, speech or leaf letting activities as long as they did not impede the movement of rodeo visitors and vehicle traffic. The suggestion was made to proceed to the designated “Free Speech Area” but when the protesters refused to go, they were not forced, nor threatened with arrest.

Hart approached the group inside the park near the ticket booth and main entrance to the rodeo event. He attempted to explain the protest conditions and directed the protesters to the Free Speech area- which they declined and ignored or spoke over his instructions.

#### 4. Opinion Four:

**Instructions given to the protesters were reasonable and in compliance with industry standards.** In my training and in my experience at numerous protests and demonstrations, it is a best practice to make contact with leaders of a protest and go over ground rules about care to avoid confrontations, to stay clear of vehicles and pedestrians and other details. The deputies made an attempt to do just that, immediately upon their arrival. Instructions given to the protesters was reasonable and in compliance with industry standards: Attempts were made to contact the protest organizers in order to set ground rules and determine areas to avoid. This is a law enforcement and event management standard. One example is from the FEMA Special Events Contingency Planning course IS-15.

Deputy Mayfield, in particular, took great care in attempting to convey guidelines to the protesters. At the initial meeting, Cuvillo and Bolbol both interrupted his attempts and those of Deputy Campbell.

Campbell begins their first interaction by addressing Cuvillo and Bolbol in a friendly casual manner: “Hello, How are you doing? —So we’re with the sheriff’s office, obviously. We want to say hello and let you know— [interrupted by Cuvillo]—we’re going to be hanging out here [interrupted again] Free speech, we get that, that’s totally cool.” “Basically, all we’re here is to play nice; you know what I mean?” Bolbol says “Absolutely, We will. We appreciate that.” Campbell responds: You’re very welcome. They actually want you guys to be over in that- [cut off by Bolbol] “We know, we’re not doing that.” When informed that there is a designated free speech area, Bolbol responds “We know that.” Mayfield replies: “If you guys go down there, great; if you choose to stay here, just let’s keep it peaceful.” (BWC Audio transcript pages 6/7).

Mayfield repeated instructions in attempts to keep passage ways clear on the pavement for patrons of the rodeo. Mayfield can be heard on one of the recordings asking Sage to move off the pavement from moving directly into the path of patrons and handing fliers directly at them. (See quotes in Opinion 1 above).

#### 5. Opinion Five:

**The protesters were not threatened with arrest at the event.** There were no threats of arrest made to Cuvillo, Bolbol or any of the other protesters at Rowell Ranch on 05/20/2022. Although law enforcement officers must advise a person of what they *are* being arrested, there is no requirement to advise them of what they *could* be arrested.

At various times throughout, especially in the initial meeting with Deputies, the subsequent meeting with Hart present, and the exchange with Deputy Mayfield and Sage, the plaintiffs Cuvillo and Bolbol did not act intimidated or threatened by Hart or the deputies. Instead, Cuvillo and Bolbol were abrasive, interrupting the instructions and making declarations that the security staff nor deputies knew about their rights to protest. They harangued and lectured the deputies and Hart with their perception of their rights and declared that they wanted to arrest the protesters but were denied by their commander.

They made disparaging and demeaning remarks such as when CuvIELlo makes a judgement about Deputy Mayfield as Mayfield exits his vehicle, several dozen feet away: “I knew that guy was an asshole from the get-go. The tall guy.” Unidentified speaker: “The one with his back to us, he’s actually really nice.” CuvIELlo: “Yeah, he was nice. He was the guy who initially talked to us, but the big guy, I knew he was a jerk from the get-go.” ...” But the big guy, I knew right off the bat he had a hard-on to arrest us, to do something.” (Audio transcript pages 41/42).

CuvIELlo to Mayfield a few minutes later: I knew from the get-go when you walked up you had that energy.” Mayfield: “You don’t even know me.” CuvIELlo: I know you because I’ve met cops like you so many times and filed lawsuits against cops like you. I know you like the back of my hand.” (Audio transcript pages 45/46).

CuvIELlo later to Margo about Mayfield: “He said, you know, as long as you don’t block [inaudible]. We stood over here for a while talking when they came up. But the tall one, I knew he was an asshole.” (Audio transcript page 51).

After 6:25 pm, while still talking with Margo, CuvIELlo, near the event closing, essentially says they were never arrested: Yeah, we know our rights and they said, are you going to move? I said, no, I’m not moving. And everybody wouldn’t move. And I thought [inaudible] everyone, you know. I thought that’s pretty good. Because if they would have arrested me, I would have sued them. (Audio transcript page 53).

Bolbol: “Yeah, the guy—the guy who’s talking to the, I don’t know, the overweight one, he really wanted to arrest us, but he doesn’t get to. His watch commander has a level head, isn’t willing to beat the constitutional violation of an illegal arrest. You know how much it would have cost this county if they would have illegally arrested us?” (Audio transcript page 20).

Bolbol berates Mayfield: “You need to learn about free speech. You need—you know what? I’m going to write a letter telling you deputies, you need to learn—your compadres, I don’t know about you, but the white guy, he was—he knew what he was talking about. You should learn from him. It’s too bad you have seniority over him.” (Audio transcripts page 23). I interpreted the meaning to be belittling and with racial overtones. In her recent March 6, 2024 deposition, it seems Bolbol makes a conscious reference to her descriptions of the deputies when she says: Well, yeah. The first time—I don’t know how to describe people except by saying the color they are, so I can’t—don’t know his name. I could call him young, but that really doesn’t say much, because there were other young ones. So, I’m going to say the white guy and the African-American guy and the Indian gal. That’s the way I’m going to refer to them, and I don’t mean to be, you know, racist in any way. It’s just a descriptor.” (Bolbol deposition page 47).

CuvIELlo declares throughout that he has successfully sued those who attempted to interrupt his protests. His pattern of telling law officers to “call their commander” is repeated to Mayfield (BWC transcript page 3 & 16). In his deposition on February 20, 2024, CuvIELlo said: It’s my experience that the officers on the street aren’t as respectful of our rights as I think they should be, and we’ve had them call their watch commanders, who seem to be more knowledgeable maybe. And, like my experience in 2018 or 2019, you know, “Call the Watch Commander,” and the watch commander said “Everything’s good, and so I said, “call the watch commander

because I think—in my experience, like I said, is he’s going to know more than you, so please call the watch commander.” (CuvIELlo deposition page 87).

CuvIELlo to Hart: “No, you’re done, you’re finished. I’m not going. Period.” Hart responds “Just let me finish” CuvIELlo: “I’m not going, I’m not going. You can ask me nicely here; I do not give up my rights no matter how nicely somebody asks me.” (BWC transcript page 17/18).

At 6:25 pm after the interaction with the deputies, CuvIELlo can be heard saying to protester Margo that “Yeah, yeah, we had a bit of a problem with the police, but everything’s ironed out. That’s why I’m video recording.” (Audio transcript page 51).

The tone was set for interactions with deputies when CuvIELlo expressed preconceived opinions that he thought Deputy Mayfield “was an asshole from the get-go” when he first saw him get out of his car in the parking lot. In his deposition, CuvIELlo reiterated when asked why he thought Deputy Mayfield “was an asshole” CuvIELlo said “He had this, like, tough guy energy, like you know, he’s going to come over and tell us we have to go to the free speech area or whatever, which he ended up doing eventually. But that was the energy that I got from him.” (CuvIELlo deposition page 94).

At no time, did it appear that the protesters, specifically CuvIELlo and Bolbol, seemed fearful or afraid of being arrested. In response to asking repeatedly if they were to be arrested, Bolbol said “No one said you’re *not* going to be arrested...” (Bolbol deposition page 53).

At approximately 19:42 or so, in their final exchange between Deputy Mayfield and CuvIELlo, they had a civil and cordial conversation about the importance of the constitution, that they agreed upon. Just before leaving the grounds, the protesters set up with their banner to take a group photo. There was a joking exchange about Mayfield appearing with them in the group photo.

After reviewing the materials provided, it is in my professional opinion that the protesters, specifically Mr. Pat CuvIELlo and Ms. Deniz Bolbol seemed intent on confronting law enforcement and security at the rodeo to draw attention and create conflict. The demands that were made to Public Safety Manager Hart and to the ACSO Deputies seemed intent to explicitly say that if CuvIELlo, Bolbol and the others did not move from their location and relocate to the ‘Free Speech Area’ that they would be arrested. Indeed, no one ever said that to protesters. It is proven by the fact that there were no arrests made, even though the protesters remained at walkways, in front of ticket booths, restrooms and to the entrance to the rodeo events.

Prepared by:

*James I. Dudley*

James I. Dudley

05/23/2024

## ATTACHMENT A

### Federal Rules of Civil Procedure 26(a) (2) (B) 3 4 (B)

**Witnesses Who Must Provide a Written Report.** Unless otherwise stipulated or ordered by the court, this disclosure must be accompanied by a written report—prepared and signed by the witness—if the witness is one retained or specially employed to provide expert testimony in the case or one whose duties as the party's employee regularly involve giving expert testimony. The report must contain:

- (i) a complete statement of all opinions the witness will express and the basis and reasons for them;
- (ii) the facts or data considered by the witness in forming them;
- (iii) any exhibits that will be used to summarize or support them;
- (iv) the witness's qualifications, including a list of all publications authored in the previous 10 years;
- (v) a list of all other cases in which, during the previous 4 years, the witness testified as an expert at trial or by deposition; and
- (vi) a statement of the compensation to be paid for the study and testimony in the case.

**ATTACHMENT B**

Federal Rules of Evidence 702

A witness who is qualified as an expert by knowledge, skill, experience, training, or education may testify in the form of an opinion or otherwise if the proponent has demonstrated by a preponderance of the evidence that:

- (a) the expert's scientific, technical, or other specialized knowledge will help the trier of fact to understand the evidence or to determine a fact in issue;
- (b) the testimony is based on sufficient facts or data;
- (c) the testimony is the product of reliable principles and methods; and
- (d) the expert's opinion reflects a reliable application of the principles and methods to the facts of the case.

### **ATTACHMENT C**

Materials Reviewed, Facts or Data Considered, and Exhibits Federal Rules of Civil Procedure 26(a) (2) (B) (ii); 26(a) (2) (B) (iii)

I reviewed, considered, referenced, or recollected the following materials during my analysis of this case and the construction of this report. Primary case materials were provided by counsel, while secondary materials are the product of my research and/or consideration.

All documents and materials or portions thereof are potential exhibits for purposes of FRCP 26(a) (2)(B)(iii) including formatting such as demonstrative evidence (example: slide decks).

Materials reviewed, Facts or Data Considered, and Exhibits that will be used to summarize or support opinions are inclusive of any of those referenced or footnoted in the report that may or may not be delineated below.

#### **Materials Reviewed**

Documents Reviewed:

1. Kevin Hart memo dated December 9, 2022 (2 pages)
2. Motion for TRO dated May 9, 2023 (1 page)
3. “Rowell Ranch Special Events Paperwork” (RRSEP) from Hayward Area Recreation District (HARD) dated May 13, 2022 (26 pages)
4. “Emergency Operations Plan” not dated (12 pages)
5. “Site Map 2022” (1 page) (+Google Map)
6. “Second Verified Amended Complaint for Injunctive and Declaratory Relief and Damages” dated 06/20/2023 (28 pages)
7. Cache of 36 Videos of Body Worn Cameras (BWC) of Alameda County Sheriff Deputies, Body cam videos produced by the County and video by demonstrators Cuiello and Bolbol.
8. Transcripts of the videos.
9. A timeline of Events (provided by ACSO).
10. Depositions of Deniz Bolbol & Pat Cuiello.
11. Audio Transcriptions.
12. Other related documents and maps.



13. Event Dispatch printout- Communications/Mayfield.
14. The parties' responses to written discovery.
15. Documents produced by the parties, including a recording by the Sheriff's Office of two calls regarding the rodeo made on May 20, 2022
16. Deposition transcripts of both plaintiffs, Michael Sage, and Robyn Newkirk, and exhibits thereto.
17. A time-stamped chronology of the videos.
18. Declarations submitted to the Court in connection with plaintiffs' Motion for a Temporary Restraining Order (Russel Fields (initial and supplemental), Natalie Wong, and Marcus Cox.
19. "Rowell Ranch Rodeo Inc. First Amendment Right Guidelines"
20. California POST Learning Domain 2

21. MDC"x0CI TIEWWWTNC'CUUQEKVQP"\*4226+  
Wpkygf 'Uvcvgu'Eqwtv'qh'Cr r gcu.'Plpy 'Ekewk0"Pq0 24/38; ; ; 0"Fgek'gf <Qevdgt"3; .4226

## 22. California Penal Codes

### CA Penal Code Section 647c

Every person who willfully and maliciously obstructs the free movement of any person on any street, sidewalk, or other public place or on or in any place open to the public is guilty of a misdemeanor. Nothing in this section affects the power of a county or a city to regulate conduct upon a street, sidewalk, or other public place or on or in a place open to the public.

Source: Section 647c, [https://leginfo.legislature.ca.gov/faces/codes\\_displaySection.-xhtml?lawCode=PEN&ionNum=647c..](https://leginfo.legislature.ca.gov/faces/codes_displaySection.-xhtml?lawCode=PEN&ionNum=647c..)

### CA Penal Code Section 372

Every person who maintains or commits any public nuisance, the punishment for which is not otherwise prescribed, or who willfully omits to perform any legal duty relating to the removal of a public nuisance, is guilty of a misdemeanor.

Source: Section 372, [https://leginfo.legislature.ca.gov/faces/codes\\_displaySection.-xhtml?lawCode=PEN&ionNum=372..](https://leginfo.legislature.ca.gov/faces/codes_displaySection.-xhtml?lawCode=PEN&ionNum=372..)

## Time Line for May 20, 2022:

1. Sometime after 5:30 pm Cuiello & Bolbol enter Rowell Ranch and set up near the Upper Entrance. (Primary Plaintiffs 16-Clip 1; Secondary Plaintiffs 14 – Video 1.)
2. Sometime around 5:45/5:50 pm Cuiello & Bolbol's Encounter with Rowell Ranch Employee, Gary Houts. (Plaintiffs 14- Video 2 and 16-Clip 1.)
3. 5:51 pm Houts calls ACSO Dispatch. (Primary ACSO Dispatch Recording and Event Register; Secondary Plaintiffs 16-Clip 1 and 14-Video 2.)
4. Sometime before 5:57 pm ACSO Deputies Dep. Joshua Mayfield, Dep. Christian Campbell, Dep. Matthew Laszuk, and Dep. Sowmya Ramadas arrive at the Rowell Ranch Rodeo. (County Videos # 3-5.)
5. Something before 5:57 pm Dep. Mayfield hugs Rowell Ranch volunteer Ashley Strassberg. (Plaintiffs 14-Video 2.)
6. 5:57 pm -5:59 pm Encounter #1 between ACSO Deputies and Cuiello & Bolbol. (County Videos # 3-5.)
7. 6:01 pm ACSO Dispatch speaks with Dep. Mayfield [CPU3]. (ACSO Dispatch Recording and Event Register)
8. Sometime between 6:01 pm and 6:08 pm Additional protesters Michael Sage, Robyn Newkirk, and Keith Radcliff, III (Robyn's boyfriend) arrive at the Upper Entrance of the Rowell Ranch Rodeo. (County Video # 6)
9. 6:08 pm Encounter #2 between Dep. Mayfield and Cuiello & Bolbol; Kevin Hart's 1st Interaction with Cuiello & Bolbol. (County Video #6; Plaintiffs 16-Clip 2.)
  - a. 6:11 pm Dep. Mayfield gets on his cell phone, walks away, and turns off his body camera. (County Videos #6 and 7.) \*Dep. Mayfield speaks with the Sergeant on Duty, Sgt. Moises Gomez. While Dep. Mayfield is on the phone, Bolbol and Cuiello discuss him being on the phone, believing that Dep. Mayfield is speaking with his "watch commander." (County Video # 7; Plaintiffs 14-Video 3 and 16-Clip 2.)
  - b. 6:16 pm Dep. Mayfield gets off the phone and speaks with Kevin Hart and a female Rowell Ranch employee; Gary Houts joins the conversation. (County Videos #6 and 7.) While Dep. Mayfield is talking with Hart and the Rowell Ranch employees, Bolbol and Cuiello discuss Dep. Mayfield "not being allowed to arrest us..." (Plaintiffs 14-Video 3 and 16-Clip 2.) Bolbol then runs over to Sage, who is interacting with Houts, closer to the Upper Entrance. (Plaintiffs 14 Video-3.) Cuiello also engages in a discussion with Newkirk and Radcliff about Dep. Mayfield, "I knew that big cop was an asshole from the get go..." (Plaintiffs 16-Clip 2.) Also, when Dep. Mayfield is talking with Hart and the Rowell Ranch employees, Bolbol engages in a conversation with Sage about Dep. Mayfield, "He really wanted to arrest us, but he doesn't get to..." (Plaintiffs 14-Video 3.)
  - c. 6:19 pm Dep. Mayfield returns and speaks with Cuiello, Newkirk, Radcliff, calling over Sage and Bolbol. Bolbol immediately walks away and starts handling out leaflets closer to the Upper Entrance. (County Videos #6 and 8; Plaintiffs 16-Clip 2.) As Dep. Mayfield is walking away, Cuiello talks to Radcliff about Dep. Mayfield. (Plaintiffs 16-Clip 2.)

10. 6:20 pm – 6:21 pm First Encounter between Dep. Mayfield and Sage on the Upper Entrance pathway; Bolbol interjects and has a discussion with Dep. Mayfield. (Primary County Video # 6; Secondary County Videos # 8 and 9.)

11. 6:22 pm – 6:23 pm Dep. Mayfield engages in a conversation with Hart and several Rowell Ranch employees. (County Video # 10)

12. Sometime Around 6:25 pm Margo [last name unknown], another protester, arrives and CuvIELLO engages in a conversation with her. (Plaintiffs 16-Clip 3.)

13. 6:27 pm – 6:28 pm Second Encounter between Dep. Mayfield and Sag on the Upper Entrance pathway; Bolbol interjects and has a discussion with Dep. Mayfield. (Primary County Video # 11; Secondary Plaintiffs 16-Clip 3 which is only video/no sound of this interaction.)

14. Sometime after 7:01 pm At some time after 7:01 pm, the protesters relocate to the Lower Entrance. (County Videos #12-14.)

15. 7:36 pm – 7:37 pm Encounter #3 between Dep. Mayfield and Bolbol; this occurs near the Lower Entrance. (Primary County Video #16; Secondary County Video #15; Plaintiffs 14-Video 4 and 16- Clip 4.)

16. 7:37 pm – 7:42 pm Encounter #3 between Dep. Mayfield and CuvIELLO; they engage in a conversation about the First Amendment. (Primary County Video #16; Plaintiffs' Bate 16-Clip 4; Secondary County Video #17)

17. 7:42 pm Bolbol approaches Dep. Mayfield and CuvIELLO about a group photo; the group ultimate takes photos near the Lower Entrance. (County Videos #16 and 17; Plaintiffs 16-Clip 4; Exhibit #2 to CuvIELLO & Bolbol's Depositions.)

18. 7:56 pm Dep. Mayfield Leaves Rowell Ranch at 7:56 pm (County Videos # 18 and 19.)

A. Invitatory of Videos: \*the ACSO bodycam videos are time-stamped per Coordinated Time (UTC), the successor to Greenwich Mean Time. Thus, a time stamp on the video of 12:57 am UTC is actually 5:57 pm PDT – UTC is 7 hours ahead of CA during PDT.

County's Videos: X603994B1 = Dep. Joshua Mayfield X603995M6 = Dep. Christian Campbell  
X6039A6A9 = Dep. Matthew Laszuk X60A15126 = Dep. Sowmya Ramadas

1. (Clip\_1.1) \_Axon\_Body\_3\_Video\_2022-05-20\_1808\_X603994B1 = Dep. Mayfield's bodycam - starts at 6:08 pm and ends at 6:09 pm (part of Encounter #2 with CuvIELLO and Bolbol)

2. (Clip\_1.1) \_Axon\_Body\_3\_Video\_2022-05-20\_1936\_X603994B1 = Dep. Mayfield's bodycam - start at 7:36 pm (part of Encounter #3 with Bolbol)

3. Axon\_Body\_3\_Video\_2022-05-20\_1757\_X603994B1 = Dep. Mayfield's bodycam – starts at 5:57 pm, ends at 5:59 pm (Encounter #1 with CuvIELLO and Bolbol)

4. Axon\_Body\_3\_Video\_2022-05-20\_1757\_X603995M6 = Dep. Campbell's bodycam – starts at 5:57 pm, ends at 5:59 pm (Encounter #1 with CuvIELLO and Bolbol)

5. Axon\_Body\_3\_Video\_2022-05-20\_1758\_X6039A6A9 = Dep. Laszuk bodycam – starts at 5:58 pm, ends at 5:59 pm (Encounter #1 with CuvIELLO and Bolbol)

6. Axon\_Body\_3\_Video\_2022-05-20\_1808\_X603994B1 = Dep. Mayfield's bodycam starts at 6:08 pm, ends at 6:21 pm (Encounter #2 with Cuiello and Bolbol)
7. Axon\_Body\_3\_Video\_2022-05-20\_1810\_X6039A6A9 = Dep. Laszuk's bodycam - starts at 6:10 pm, ends at 6:16 pm (Part of Encounter #2 with Cuiello and Bolbol)
8. Axon\_Body\_3\_Video\_2022-05-20\_1819\_X6039A6A9 = Dep. Laszuk bodycam – starts at 6:19 pm, ends at 6:21 pm (Dep. Mayfield Speaking with Hart and Rowell Ranch Employee)
9. Axon\_Body\_3\_Video\_2022-05-20\_1820\_X603995M6 = Dep. Campbell's bodycam - starts at 6:20 pm, ends at 6:22 pm (Dep. Mayfield Speaking with Sage; Bolbol Interjects)
10. Axon\_Body\_3\_Video\_2022-05-20\_1822\_X603994B1 = Dep. Mayfield's bodycam - starts at 6:22 pm, ends at 6:23 pm (Dep. Mayfield speaking with Hart and Rowell Ranch Employees)
11. Axon\_Body\_3\_Video\_2022-05-20\_1826\_X603994B1 = Dep. Mayfield's bodycam -starts at 6:26 pm, ends at 6:28 pm (Dep. Mayfield Speaking with Sage; Bolbol Interjects)
12. Axon\_Body\_3\_Video\_2022-05-20\_1900\_X60A15126 = Dep. Ramadas' bodycam - starts at 7:00 pm, ends at 7:01 pm
13. Axon\_Body\_3\_Video\_2022-05-20\_1900\_X603994B1 = Dep. Mayfield's bodycam - starts at 7:00 pm, ends at 7:01 pm
14. Axon\_Body\_3\_Video\_2022-05-20\_1901\_X6039A6A9 = Dep. Laszuk's bodycam- starts at 7:01 pm, ends at 7:01 pm
15. Axon\_Body\_3\_Video\_2022-05-20\_1936\_X60A15126 = Dep. Ramadas' bodycam - starts at 7:36 pm, ends at 7:37 pm (Encounter #3 with Bolbol)
16. Axon\_Body\_3\_Video\_2022-05-20\_1936\_X603994B1 = Dep. Mayfield's bodycam - starts at 7:36 pm, ends at 7:43 pm (Encounter # 3 with Bolbol and then Cuiello)
17. Axon\_Body\_3\_Video\_2022-05-20\_1941\_X60A15126 = Dep. Ramadas' bodycam - starts at 7:41 pm, ends at 7:43 pm (Part of Encounter #3 with Cuiello)
18. Axon\_Body\_3\_Video\_2022-05-20\_1956\_X60A15126 = Dep. Mayfield's bodycam - starts at 7:56 pm (less than 1 minute) (Dep. Mayfield Leaving)
19. Axon\_Body\_3\_Video\_2022-05-20\_1956\_X603994B1 = Dep. Mayfield's bodycam - starts at 7:56 pm, ends (less than 1 minute) (Dep. Mayfield Leaving)

Plaintiff's Videos:

1. Bate 1 – Bolbol's video (Ex. A to Bolbol's Decl.) (Part of Rowell Ranch Employees' Initial Interaction with Cuiello and Bolbol; Houts' Call to ACSO Dispatch; and Encounter #1 with ACSO Deputies)
2. Bate 2 – Bolbol's video (Exhibit B to Bolbol's Decl.) (Part of Encounter #2 with Hart and Dep. Mayfield)
3. Bate 3 – Bolbol's video (Exhibit B to Bolbol's Decl.) (Bolbol's Interaction with Houts for Allegedly Touching Sage)

4. Bate 4 – Bolbol’s video (Exhibit C to Bolbol’s Decl.) (Part of Encounter #3 Between Dep. Mayfield and Bolbol)
5. Bate 5 – Bolbol’s video (Exhibit D to Bolbol’s Decl.) – this May 21, 2022
6. Bate 6 – Cuiello video (Exhibit D to Cuiello’s Decl.) (Cuiello and Bolbol Entering the Rodeo)
7. Bate 7 - Cuiello video (Exhibit D to Cuiello’s Decl.) (Part of Rowell Ranch Employees’ Initial Interaction with Cuiello and Bolbol and Houts Call to ACSO Dispatch)
8. Bate 8 - Cuiello video (Exhibit E to Cuiello’s Decl.) (Part of Encounter #2 with Hart and Dep. Mayfield)
9. Bate 9- Cuiello video (Exhibit E to Cuiello’s Decl.) (Part of Encounter #2 with Dep. Mayfield)
10. Bate 10- Cuiello video (Exhibit F to Cuiello’s Decl.) (Margo’s Arrival)
11. Bate 11- Cuiello video (Exhibit G to Cuiello’s Decl.) (Part of Encounter #3 with Bolbol and Dep. Mayfield; Encounter #3 with Cuiello and Dep. Mayfield)
12. Bate 12 - Cuiello video (Exhibit I to Cuiello’s Decl.)- this is 5/21/22
13. Bate 13 - Cuiello video (Exhibit J to Cuiello’s Decl.) – this is 5/21/22.
14. Bate 14 – Bolbol’s video taken 5/20/22 a. Video 1 -(Cuiello and Bolbol entering the Rowell Ranch, and setting up). b. Video 2 - (Houts’ Initial Interaction with Cuiello and Bolbol; Houts’ Call to ACSO Dispatch; and Encounter #1 with the ACSO Deputies and Cuiello and Bolbol). c. Video 3 - (Part of Encounter #2 with Hart and Dep. Mayfield) d. Video 4 - (Part of Encounter #3 with Bolbol and Dep. Mayfield)
15. Bate 15 – Bolbol’s video taken 5/21/22 a. Video 1 - (Cuiello and Bolbol entering Rowell Ranch.) b. Video 2 -(Interaction between Rowell Ranch Employee and Cuiello and Bolbol.)
16. Bate 16 – Cuiello Video taken on 5/20/22 a. Clip 1 - (Cuiello and Bolbol Entering the Rowell Ranch and Initial Interaction with Rowell Ranch Employees) b. Clip 2 - (Encounter #2 with Hart and Dep. Mayfield) c. Clip 3 - (Margo’s Arrival) d. Clip 4 - (Part of Encounter #3 with Bolbol and Dep. Mayfield; Encounter #3 with Dep. Mayfield and Cuiello.)
17. Bate 17 - Cuiello Video taken on 5/21/22 a. Video 1 – (Cuiello and Bolbol Entering Rowell Ranch) b. Video 2 – (Cuiello and Bolbol’s Interaction with Rowell Ranch Employees) c. Video 3 - (Bolbol standing by the entrance as people enter the Rodeo) d. Video 4 – (Bolbol standing by the entrance as people enter the Rodeo) e. Video 5 – (Rowell Ranch employee talking with ACSO Deputy) f. Video 6 – (Cuiello and Bolbol’s Interaction with Rowell Ranch employee in golf cart) g. Video 7 – (Cuiello entering Rowell Ranch)

### **Literature Review (updated 05/23/24)**

1. Alikhan, Arif (February, 2024), "The Constitutional Purpose of Policing," Police Chief Magazine, IACP.ORG

e-link: <https://www.policechiefmagazine.org/chiefs-counsel-the-constitutional-purpose-of-policing/>

2. California Commission on Peace Officer Standards and Training, Basic Course Workbook 26 Series- Learning Domain 2: The Criminal Justice System Updated 27 April, 2020.

[https://post.ca.gov/portals/0/post\\_docs/basic\\_course\\_resources/workbooks/LD\\_02\\_V-6.4.pdf](https://post.ca.gov/portals/0/post_docs/basic_course_resources/workbooks/LD_02_V-6.4.pdf)

3. Distel, Christopher D.; (2023), "First Amendment Audits: How to Prepare Your Officers," FBINAA.ORG

<https://cld.bz/users/user-sA5xd3d/Associate-Magazine-FBINAA-Q2-2023/10/>

4. FEMA Special Events Contingency Planning course

<https://training.fema.gov/emiweb/downloads/is15aspecialeventsplanning-jamanual.pdf>

5. Kozlowski, James C. (2006) "Free Speech and Public/Private Events," Law Review

<https://mason.gmu.edu/~jkozlow/lawarts/04APR06.pdf>

6. Phillips, Robert (December, 2023) Free Speech, the First Amendment, and Time, Place and Manner Restrictions in Public Places," Legalupdates.com

<https://legalupdates.com/cases/free-speech-first-amendment-and-time-place-and-manner-restrictions-public-spaces>

7. Major Cities Chiefs Association, (April, 2021), "Law Enforcement Response to First Amendment Assemblies: Best Practices and Tactics," MCCA

<https://majorcitieschiefs.com/wp-content/uploads/2021/05/MCCA-First-Amendment-Assembly-Working-Group-Final-Report.pdf>

8. Vega, Jose, (2024), "Civil Unrest and Protest Issues: Protest Procedures and Actions," FBINAA.ORG

<https://cld.bz/users/user-sA5xd3d/ASSOCIATE-Magazine-FBINAA-Q1-2024/13/>

Additional articles/info regarding leaflet/fliers that generally show blocking paths are not permitted. Each shows a modified recommendation. The NY version shows their version and allowance:

9. Legal Aid Society- 5/2024

<https://legalaidnyc.org/get-help/arrests-policing/what-you-need-to-know-about-protesting/>

10. ACLU of Southern California- 05/2024

<https://www.aclusocal.org/en/know-your-rights/protesters>

11. NYCLU Rights-05/2024

<https://www.nyclu.org/resources/know-your-rights/your-rights-demonstrating-new-york-city>



## **ATTACHMENT D**

Qualifications Federal Rules of Civil Procedure 26(a)(2)(B)(iv)

### **JAMES I. DUDLEY**

718 Crompton Road, Redwood City, CA 94061 | 415-850-4832 | [jid1946@gmail.com](mailto:jid1946@gmail.com)

Public Safety Subject-Matter Expert, Consultant, Educator, Writer.

I was hired by the San Francisco Airport Police in June, 1979, where I was a police officer. I was hired by the San Francisco Police Department in July, 1980 where I attended the SFPD Police Academy and earned the California Police Officers Standards and Training (POST) Basic Certificate. I later earned California POST Intermediate, Advanced, Supervisory, and Management & Executive Certificates over my career.

I served in patrol for my first 10 years in a variety of capacities in the Northern District of San Francisco. As a Patrol Officer, I attended several dozen demonstrations and protests.

I was promoted to Sergeant/Inspector in 1990 where I served in the Investigations Bureau, assigned to Property Crime (Auto Theft & Burglary) and Personal Crimes (Violent Assaults, Domestic Violence and other personal crimes).

I was promoted to Lieutenant, in 1995, assigned to the Taraval District, and then to the Legal Division. During my time in the rank, I was assigned several times as a Platoon Leader for personnel assigned to various protests and demonstrations.

I was promoted to Captain in 1998, and was assigned various commands (Juvenile Division, Park Station, Central Station and the Special Operations Bureau). As Captain I was in charge of numerous protests and demonstrations, responsible for planning, deployment and management of the incidents.

I was appointed Commander of Patrol and then Special Operations and Homeland Security in 2002-2004 and then again from 2009-2011. In this capacity, I had several occasions to be in charge of protests and demonstrations. While at Special Operations, I oversaw the Tactical Units, SWAT and Specialists- often primarily charged with managing large demonstrations and protests.

I was promoted to Deputy Chief of Patrol and Investigations in 2011, serving temporarily in Administration and Special Operations. I oversaw demonstrations and protests in this capacity as well.

Over the course of my career, with San Francisco being a focal point for demonstrations and protests over war, union disputes, political issues, or other situations, it was common practice to train annually in crowd control and in review of department policies regarding First Amendment activities.

**EDUCATION**

University of California, Irvine  
Irvine, CA 92697  
Masters Advanced Study, Criminology **2015**

San Francisco State University  
1600 Holloway Avenue (PACE HSS 261)  
San Francisco, CA 94132  
B.A. in Criminal Justice **2000**

FBI National Academy  
Quantico, Virginia 22135  
Graduate of the 192<sup>nd</sup> Class **1998**  
Law Enforcement Executive Training

**AWARDS**

Golden Key Society Honors (UCI) June 2015  
Gold Medal of Valor, SFPD December 1989  
Latino Police Officer of the Year, CLPOA December 1989

**TEACHING EXPERIENCE**

**San Francisco State University**  
**Lecturer Faculty in Criminal Justice Studies** **2013-Present**

**Classes in Police and Public Policy, Research Methods in  
Criminal Justice, Crime, Data & Analysis, & Ethics**

**Instructor for California Police Officers Standards and Training (POST)** **2000-2009**  
**Investigative Problem Solving for the Institute of Criminal Investigation (ICI)**  
**Community Policing Section Instructor for the CSU PD Citizen's Academy** **2018-present**

**RELATED EXPERIENCE**

**PoliceOne.com** (<https://www.policeone.com/>)  
**Columnist and Podcaster** **2015- present**  
Podcast co-host; speaking on a variety of law enforcement issues

**Public Safety Strategies Group (PSSG)** (<http://www.publicsafetystrategies.com/>)  
**Senior Project Manager** **June 2013**  
**Police Practices Consultant**

**JD Consulting- Principal**  
**Police Practice and Security Consultant & CPTED Professional** **2013- Present**

**Presenter on Public Safety Recruiting with Interviewnow.io**  
**2019-present**

Presented at SFSU, California Highway Patrol, FBI National Conference in Orlando, Fla., California Police Officers Association, San Diego & California Sheriff's Association Conference

**Presenter on Bringing University Pedagogy to Law Enforcement Training 2021-present**

Presented at the National Field Training Officer Conference in Louisville, Ky.

Presented at the International Law Enforcement Educators and Teachers Association in St. Louis, Missouri

**Police Officer, Sergeant, Inspector, Lieutenant, Captain, Commander, Deputy Chief Patrol, Investigations, Administration Airport Bureau, Special Operations, Homeland Security & Special Events**

**San Francisco Police Department**

(<http://sanfranciscopolice.org/>)

1245 3rd Street, 6th floor, San Francisco, Ca 94158

**1980- 2013**

**MEMBERSHIPS**

FBI National Academy Associates (FBINAA) Life Member

International Association of Chiefs of Police (IACP)

Police Executive Research Forum (PERF) Life Member

California Police Officer's Association (CPOA)

International Law Enforcement Educators and Trainers Association (ILEETA)

Crime Prevention Through Environmental Design (CPTED) Professional Designation

International Police Association (IPA)

LAPSEN

Board Member of the 100 Club of San Mateo County

Advisory Board Member of the San Mateo County Community College District, Administration of Justice Program at the College of San Mateo

## ATTACHMENT E

### Ten-Year Publication History 3 Federal Rules of Civil Procedure 26(a)(2)(B)(iv)

2024

<https://www.police1.com/incident-management/from-celebrations-to-crises-a-guide-to-pace-planning-for-special-event-response>

<https://www.police1.com/state-your-case/state-your-case-should-off-duty-police-officers-be-permitted-to-use-marijuana-in-legalized-states>

<https://www.police1.com/6-ways-to-reduce-traffic-injuries-and-fatalities-in-2024>

2022

<https://www.police1.com/police-recruiting/articles/a-13-step-plan-for-speeding-up-the-police-recruitment-process-VSMf2Hff0IWlmCaT/>

<https://www.police1.com/mass-casualty/articles/the-importance-of-after-action-reviews-in-informing-future-response-to-major-incidents-SM5cgGeKRI4rFPap/>

2021

<https://www.police1.com/chiefs-sheriffs/articles/incorporating-the-tenth-man-concept-into-critical-decision-making-TXuMkB74BZFN9LCo/>

<https://www.police1.com/chiefs-sheriffs/articles/the-fallout-from-the-defund-movement-Llk9sMyCcpcrw34c/>

<https://www.police1.com/chiefs-sheriffs/articles/critical-planning-for-high-profile-events-XRRPsJYPOZdMDbDZ/>

2020

<https://www.police1.com/drug-interdiction-narcotics/articles/the-de-criminalization-of-street-drugs-and-narcotics-dXqEcBUyCO7TLFrP/>

<https://www.police1.com/policing-era-legal-marijuana/articles/p1-research-the-marijuana-conundrum-in-law-enforcement-xYMwut1vMUH6rcxn/>

<https://www.police1.com/school-safety/articles/the-consequences-of-clery-act-non-compliance-TFpwrjLUAWtVkze8/>

<https://www.police1.com/community-policing/articles/the-problems-with-defunding-the-police-I9WamGx5W34asSJi/>

<https://www.police1.com/patrol-issues/articles/keep-an-eye-out-for-child-abuse-during-shelter-in-place-orders-YrWoeFqHnAflqqD5/>

<https://www.police1.com/coronavirus-covid-19/articles/the-next-steps-in-curtailling-calls-for-service-eEpCFiIRed9esWjW/>

<https://www.police1.com/coronavirus-covid-19/articles/covid-19-curfews-understanding-enforcement-expectations-pcdK9aVP0uL9Y0dG/>

<https://www.police1.com/police-products/infection-control/articles/law-enforcement-planning-for-coronavirus-staffing-impacts-p5puqsWqihV2O8mj/>

<https://www.police1.com/police-products/infection-control/articles/covid-19-an-8-step-response-plan-for-police-leaders-2UveMCyCHSSyreqY/>

<https://www.police1.com/chiefs-sheriffs/articles/knowning-when-to-push-the-chair-KPOXb1q2sjonFJlp/>

2019

<https://www.police1.com/patrol-issues/articles/6-reasons-why-cpted-should-be-part-of-every-agencys-crime-fighting-plan-lSdYBoAU9d2R7jMI/>

<https://www.police1.com/police-products/pursuit-management-technology/articles/how-police-leadership-handles-the-aftermath-of-a-deadly-pursuit-3DGLnuhr0iIK75dN/>

<https://www.police1.com/crowd-control/articles/why-every-pd-needs-a-pace-plan-in-place-before-the-next-protest-m9Oe891ijlYrISsw/>

<https://www.police1.com/gun-legislation-law-enforcement/articles/columbine-copycat-a-case-for-red-flag-investigations-zT1qbUBWnGjP2Xm9/>

<https://www.police1.com/police-recruiting/articles/6-best-practices-that-should-be-part-of-every-agencys-retention-strategy-FrtBBwlBThXRFy88/>

<https://www.police1.com/chiefs-sheriffs/articles/heres-what-keeps-rank-and-file-officers-up-at-night-UgFTf5bYVMFzpMU2/>

<https://www.police1.com/chiefs-sheriffs/articles/6-best-practices-that-should-be-part-of-every-agencys-recruitment-strategy-in-2019-3SSuSm4Gs7TFhNzR/>

2018

<https://www.police1.com/police-products/narcotics-identification/articles/9-le-strategies-to-win-the-fight-against-opioids-A6CysUrGssSGxglb/>

<https://www.police1.com/health-fitness/articles/how-to-launch-a-successful-peer-support-program-DltDMehcOKSk06IQ/>

<https://www.police1.com/chiefs-sheriffs/articles/after-the-news-breaks-6-steps-for-police-leaders-hJvJLtygWAbtiB12/>

<https://www.police1.com/bounty-hunter/articles/policing-in-the-era-of-the-new-vigilantes-x78venL6TbjDXdF7/>

<https://www.police1.com/evergreen/articles/why-we-need-cops-to-protect-and-serve-not-stand-and-wait-7ivommSGgj3HUOfc/>

<https://www.police1.com/active-shooter/articles/how-police-fire-and-ems-can-coordinate-active-shooter-response-6nt9nTOn4n6Y9qCi/>

<https://www.police1.com/chiefs-sheriffs/articles/how-to-support-your-sergeant-and-why-you-should-zR4pUPztJmxtDmc0/>

<https://www.police1.com/chiefs-sheriffs/articles/why-police-sergeants-are-an-agencys-mvp-fSbBdCfwsJ3bIyWh/>

2014

<https://www.police1.com/officer-safety/articles/why-police-agencies-are-well-served-by-the-1033-program-RRF7j3XO6xdkf5Zm/>

**ATTACHMENT F**

Four-Year Testimony History Federal Rules of Civil Procedure 26(a)(2)(B)(v)

None to Report in this Timeline



## **ATTACHMENT G**

Compensation for Study and Testimony in the Case Federal Rules of Civil Procedure 26(a)(2)(B)(vi)

### **Consulting Fee Schedule and Expertise**

#### **Case Review & Report:**

\$250 @ hour

#### **Deposition:**

\$50 an hour travel time

\$350 an hour -arrival to completion of deposition meeting

#### **Court testimony:**

\$350 an hour

\$1500 a day for 5-8 hours

Government rate per diem;

Provide flight, rental car and hotel if necessary.